

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE:

**JUAN CARLOS VILLANUEVA, C.M.T.
Certificate No.: 0019-004930**

ORDER

Pursuant to §§ 2.2-4019, 2.2-4021, and 54.1-2400(10) of the Code of Virginia (1950), as amended (“Code”), a Special Conference Committee (“Committee”) and a member of the Massage Therapy Advisory Board (“Committee”) of the Virginia Board of Nursing (“Board”) met on February 11, 2013, in Henrico County, Virginia, to inquire into evidence that Juan Carlos Villanueva, C.M.T., may have violated certain laws and regulations governing massage therapy practice in Virginia. Mr. Villanueva was present and was not represented by counsel.

Upon consideration of the evidence, the Committee adopts the following Findings of Fact and Conclusions of Law.

FINDINGS OF FACT

1. Juan Carlos Villanueva, C.M.T., was issued Certificate No. 0019-004930 to practice massage therapy in the Commonwealth of Virginia on October 8, 2004. Said certificate expires on July 31, 2014.
2. By letter dated January 15, 2013, the Board of Nursing sent a Notice of Informal Conference (“Notice”) to Mr. Villanueva notifying him that an informal conference would be held on February 11, 2013. The Notice was sent by certified and first class mail to P. O. Box 3406, McLean, Virginia 22103, the address of record on file with the Board of Nursing.
3. On October 13, 2012, during the course of his employment with Lansdowne Resort, Leesburg, Virginia, while performing a massage on Client A, Mr. Villanueva unintentionally touched her vaginal area with his fingers, due to his poor technique. Mr. Villanueva stated to the committee that he rushed through parts of the massage on Client A.

CONCLUSIONS OF LAW

Finding of Fact No. 3 constitutes a violation of § 54.1-3007(2), (5), and (8) of the Code and 18 VAC 90-50-90(2)(d) of the Regulations Governing the Certification of Massage Therapists.

ORDER

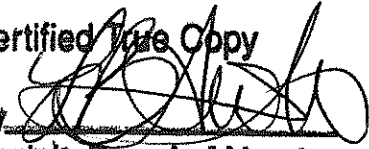
On the basis of the foregoing, the Committee hereby ORDERS as follows:


1. Juan Carlos Villanueva, C.M.T., is hereby REPRIMANDED.
2. Mr. Villanueva shall maintain a course of conduct in his capacity as a massage therapist commensurate with the requirements of § 54.1-3000 *et seq.* of the Code and the Board of Nursing Regulations.

Pursuant to §§ 2.2-4023 and 54.1-2400.2 of the Code, the signed original of this Order shall remain in the custody of the Department of Health Professions as public record and shall be made available for public inspection or copying on request.

Pursuant to Section 54.1-2400(10) of the Code, Mr. Villanueva may, not later than 5:00 p.m., on **April 2, 2013**, notify Jay P. Douglas, Executive Director, Board of Nursing, 9960 Mayland Drive, Suite 300, Henrico, Virginia 23233, in writing that he desires a formal administrative hearing before the Board. Upon the filing with the Executive Director of a request for the hearing, this Order shall be vacated.

FOR THE COMMITTEE:

Certified True Copy
By 
Virginia Board of Nursing


Jay P. Douglas, R.N., M.S.M., C.S.A.C.
Executive Director, Virginia Board of Nursing

ENTERED: February 28th, 2013

This Order shall become final on **April 2, 2013**, unless a request for a formal administrative hearing is received as described above.