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VA BD OF NURSING

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE:

HUIYAN SUN, C.M.T. APPLICANT

CONSENT ORDER

The Virginia Board of Nursing ("Board") and Huiyan Sun, as evidenced by her signature hereto, enter into the following Consent Order affecting Ms. Sun's application for certification by examination to practice as a massage therapist in Virginia.

The Board adopts the following Findings of Fact and Conclusions of Law.

FINDINGS OF FACT

1. By application received September 1, 2015, Huiyan Sun applied for certification by examination to practice as a massage therapist in the Commonwealth of Virginia.
2. On the application, Ms. Sun answered "No" to the question asking if she had ever applied for licensure/registration/certification as a health care provider in another state. In fact, Ms. Sun had applied for licensure as a massage therapist in Connecticut.
3. On November 7, 2014, Ms. Sun passed the National Certification Examination for Therapeutic Massage & Bodywork ("NCETMB").

CONCLUSIONS OF LAW

The Board concludes that:

1. Finding of Fact No. 2 constitutes a violation of § 54.1-3007(1) of the Code of Virginia (1950), as amended ("Code"), and 18 VAC 90-50-90(1)(b) of the Regulations Governing the Certification of Massage Therapists.
2. Ms. Sun otherwise meets the requirements of § 54.1-3029 of the Code.

CONSENT

Huiyan Sun, by affixing her signature hereon, agrees to the following:

1. She has been advised to seek advice of counsel prior to signing this document;
2. She acknowledges that without her consent, no legal action can be taken against her except pursuant to the Virginia Administrative Process Act, § 2.2-4000(A) *et seq.* of the Code;
3. She acknowledges that she has the following rights, among others: the right to an informal fact finding conference before the Board, the right to reasonable notice of said hearing, the right to representation by counsel, and the right to cross-examine witnesses against her;
4. She waives all such right to an informal conference;
5. She admits to the Findings of Fact and Conclusions of Law contained herein and waives her right to contest such Findings of Fact and Conclusions of Law in any subsequent proceeding before the Board;
6. She consents to the entry of the following Order affecting her application for certification to practice as a massage therapist in Virginia.

ORDER

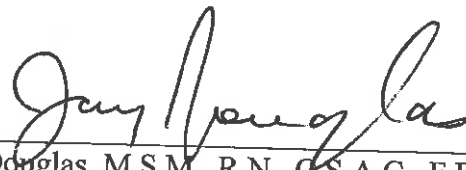
WHEREFORE, on the basis of the foregoing, the Virginia Board of Nursing, effective upon entry of this Order, and in lieu of further proceedings, hereby ORDERS as follows:

1. The application of Huiyan Sun for certification by examination to practice as a massage therapist is hereby APPROVED. Ms. Sun shall be issued an unrestricted certification to practice as a massage therapist in the Commonwealth of Virginia.
2. Huiyan Sun is hereby REPRIMANDED.

3. Ms. Sun shall maintain a course of conduct in her 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 upon request.

FOR THE BOARD



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

ENTERED: April 21ST, 2016

SEEN AND AGREED TO:

Huiyan Sun
Huiyan Sun

Certified True Copy

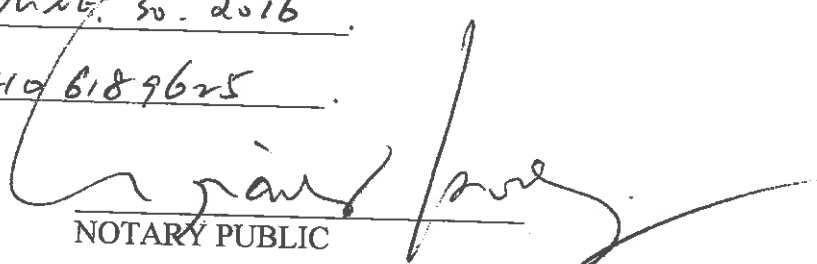
By 
Virginia Board of Nursing

NEW YORK
COMMONWEALTH OF VIRGINIA,
COUNTY/CITY OF QUEEN'S, TO WIT:

Subscribed and sworn to before me, HONG WU JIANG, a Notary Public, this 14th day of APRIL, 2016.

My commission expires June 30, 2016.

Registration Number 01HO6189625.



NOTARY PUBLIC

HONG WU JIANG
Notary Public, State of New York
No. 01HO6189625
Qualified in Kings County
Certificate Filed in Queens County
Commission Expires June 30, 2016