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VA BD OF NURSING

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE:

**ZHIBO ZHAO, C.M.T.
Certificate No.: 0019-013205**

CONSENT ORDER

The Virginia Board of Nursing ("Board") and Zhibo Zhao, C.M.T., as evidenced by her signature hereto, enter into the following Consent Order affecting Ms. Zhao's certificate to practice massage therapy in Virginia.

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

FINDINGS OF FACT

1. Zhibo Zhao, C.M.T. was issued Certificate No. 0019-013205 to practice massage therapy by the Virginia Board of Nursing on December 24, 2014. Said certificate is set to expire on October 31, 2017.
2. On her application for certification as a massage therapist received by the Board on November 12, 2014, Ms. Zhao answered "no" to the question "Have you ever been convicted, pled guilty to or pled Nolo Contendere to the violation of any federal, state or other statute or ordinance constituting a felony or misdemeanor?" when, in fact, on September 10, 2013, Ms. Zhao was convicted in the General District Court for Fairfax County, Virginia, of one count of practicing as a massage therapist without a license, a misdemeanor.

CONCLUSIONS OF LAW

The Board concludes that 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.

CONSENT

Zhibo Zhao, C.M.T., 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 right to practice massage therapy 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. Zhibo Zhao, C.M.T. is hereby REPRIMANDED.
2. Ms. Zhao 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 Douglas
Jay P. Douglas, M.S.M., R.N., C.S.A.C., F.R.E.
Executive Director, Virginia Board of Nursing

ENTERED: October 19th, 2015

SEEN AND AGREED TO:

ZHI BO ZHAO
Zhibo Zhao, C.M.T.

STATE OF NEW YORK
~~COMMONWEALTH OF VIRGINIA,~~
COUNTY/CITY OF QUEENS, TO WIT:

Subscribed and sworn to before me, SHELDON GLASS a Notary Public, this 14 day of OCTOBER, 2015.

My commission expires SEPTEMBER 30, 2018

Registration Number 02GL6535570.

Sheldon Glass
NOTARY PUBLIC

