

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE:

**DONNIE SHIM, C.M.T.
Certificate No.: 0019-006712**

CONSENT ORDER

The Virginia Board of Nursing ("Board") and Donnie Shim, C.M.T., as evidenced by his signature hereto, enter into the following Consent Order affecting Mr. Shim's certificate to practice as a massage therapist in Virginia.

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

FINDINGS OF FACT

1. Donnie Shim, C.M.T. was issued Certificate No. 0019-006712 to practice as a certified massage therapist by the Virginia Board of Nursing on April 20, 2007. Said certificate is set to expire on June 30, 2015.
2. Mr. Shim submitted an application for certification as a massage therapist which was received by the Board on March 30, 2007. On that application Mr. Shim disclosed a prior felony conviction; however, he failed to disclose a misdemeanor conviction. Mr. Shim was convicted of one count of misdemeanor possession of a fictitious social security card on November 12, 2004, in Fairfax County General District Court.

CONCLUSIONS OF LAW

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

Donnie Shim, C.M.T., by affixing his signature hereon, agrees to the following:

1. He has been advised to seek advice of counsel prior to signing this document;
2. He acknowledges that without his consent, no legal action can be taken against him except pursuant to the Virginia Administrative Process Act, § 2.2-4000(A) *et seq.* of the Code;
3. He acknowledges that he 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 him;
4. He waives all such right to an informal conference;
5. He admits to the Findings of Fact and Conclusions of Law contained herein and waives his right to contest such Findings of Fact and Conclusions of Law in any subsequent proceeding before the Board;
6. He consents to the entry of the following Order affecting his right to practice as a certified 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. Donnie Shim, C.M.T., is hereby REPRIMANDED.
2. Mr. Shim shall maintain a course of conduct in his capacity as a certified 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
Jay P. Douglas, M.S.M., R.N., C.S.A.C., F.R.E.
Executive Director, Virginia Board of Nursing

ENTERED: August 13, 2014

SEEN AND AGREED TO:

Donnie Shim
Donnie Shim, C.M.T.

Certified True Copy
By *[Signature]*
Virginia Board of Nursing

COMMONWEALTH OF VIRGINIA,
COUNTY/CITY OF Fairfax, TO WIT:

Subscribed and sworn to before me, Syed S. Hussain a Notary Public, this 13th day of August, 2014

My commission expires 08-31-2016.

Registration Number 4272210.

[Signature]
NOTARY PUBLIC

