

Louisiana Board of Massage Therapy
State of Louisiana

JOHN BEL EDWARDS
GOVERNOR



CEASE AND DESIST NOTICE

To: 4 Seasons Spa
277 South Hollywood Road
Houma, LA 70360

Certified Mail

Date: October 31, 2019

Re: Unauthorized Practicing and Advertising Massage Therapy by "4 Seasons Spa", 277 South Hollywood Road, Houma, LA 70360

Dear Sir/Sirs:

The Louisiana Board of Massage Therapy (Board) is charged with licensing and regulating those persons and businesses engaging in the practice of Massage Therapy. The regulations are found in the Louisiana Massage Therapists and Massage Establishments Act, La. R. S. 37: Chapter 57.

Applicable Provisions of Louisiana Revised Statute 37, Chapter 57 are as follows:

§3556. Licensure; qualifications

A. No person shall engage in the practice of massage therapy without a current license issued pursuant to this Chapter unless such person is exempt under the provisions of this Chapter.

§3558. Massage establishments

A. Massage establishments shall be required to be licensed as follows:

(1) Each person engaging in the practice of massage therapy at a massage establishment shall be the holder of a Licensed Massage Therapist Identification Card (LMT-ID Card), which shall identify the therapist as being properly licensed and shall authorize the therapist to provide off-site massage services.

(2) All locations where one or more persons are regularly engaged in the practice of massage therapy shall register with the board as a massage establishment. Additionally, all locations where more than one person is regularly engaged in the practice of massage therapy shall pay the establishment license fee.

(3) Obtaining a massage establishment license shall be the responsibility of the entity which controls the physical location where the services are provided, which entity may be a sole proprietor, lessee, owner, partnership, corporation, cooperative, association, or other legal entity.

B. A massage establishment shall employ or contract only licensed massage therapists to perform massage therapy.

2645 O'Neal Lane, Bldg. C, Ste E ♣ Baton Rouge, LA 70816
Phone (225) 756-3488 ♣ Fax (225) 756-3493
email: admin@labmt.org ♣ website: www.labmt.org

§3564. Regulation of advertising

A. A person or an entity that does not hold a license as a massage therapist, physical therapist, or chiropractor, a certificate to practice athletic training, or a license as a massage establishment shall not use the words "massage", "body work", or any derivative or variation of the word "massage", including specific bodywork or massage modalities, on any sign or other form of advertising. Any advertisement by a massage therapist or a massage establishment shall contain the license number of such therapist or establishment. Building signs with promotional material shall also include the professional or establishment number.

§3565. Penalties

A. Violation of the provisions of this Chapter shall be considered a misdemeanor and any person, including the owner or operator of a massage establishment, upon conviction, shall be fined not less than one hundred or more than one thousand dollars or imprisoned for not more than six months, or both.

The Board has received a complaint indicating that "4 Seasons Spa" and the persons providing services at 277 South Hollywood Road, Houma, Louisiana are advertising and/or providing massage therapy services without a Louisiana Massage Therapy License. Since the business does not have a current massage therapy establishment license or registration, it is not legally entitled to advertise or provide massage therapy services and **you are hereby notified to immediately cease and desist advertising and/or performing massage therapy services at the referenced location.** Your failure to immediately comply with this notice shall result in the matter being referred to the appropriate police authorities for a criminal investigation for the violation of the above statutes. The Board may also elect to pursue civil injunctive remedies which could result in imposition of civil penalties and an award of attorney fees.

If you feel that you are currently licensed or otherwise exempt from the license requirements of the statutes, you need to immediately notify the Board office in writing at 2645 O'Neal Lane, Bldg. C, Suite E, Baton Rouge, La. The Board office can also advise as to the steps required in Louisiana to obtain a license authorizing your business to advertise and offer massage therapy services.

Should you fail to take steps to become a properly licensed or registered as a massage establishment within 15 days of the receipt of this letter, the next step will be to refer the matter to local police for a criminal investigation.

Should you have any questions concerning this matter, you may contact the Board Office.

Sincerely,

Louisiana Board of Massage Therapy.