

LOUISIANA BOARD OF MASSAGE THERAPY

IN THE MATTER OF

JING JING
LAVENDER MASSAGE
J&R MASSAGE
JJ RELAXATION SPA

LICENSE NO. 7964
LICENSE NO. E4457
LICENSE NO. E3615
LICENSE NO. E3616

ORDER OF SUMMARY SUSPENSION

Pursuant to La. R.S. 49:961(C), the Louisiana Board of Massage Therapy ("LBMT") summarily suspends License number 7964 issued to Jing Jing ("Mr. Jing"), License number E4457 issued to Lavender Massage ("Lavender"), License number E3615 issued to J&R Massage ("J&R") and License number E3616 issued to JJ Relaxation Spa ("JJ Relaxation"), pending an administrative hearing scheduled for January 21, 2022, at 10:00 a.m.

This Order of Summary Suspension is effective as of December 16, 2021. Upon execution of this Order, Mr. Jing is not authorized to engage in the practice of massage therapy and must immediately cease and desist from the practice of massage therapy, as defined by La. R.S. 37:3552. Further, Mr. Jing must cease and desist from referring to himself as a licensed massage therapist. Additionally, the establishments owned and/or operated by Mr. Jing, Lavender Massage, J&R Massage, and JJ Relaxation Spa, must immediately cease and desist from providing massage therapy services.

I. INITIAL FINDINGS

To protect public health, safety, and welfare, emergency action is required due to the nature of the allegations against Mr. Jing. On September 10, 2021, the LBMT received information regarding the arrest of Mr. Jing by the East Baton Rouge Sheriff's Office ("EBRSO") relative to charges that he knowingly violated La. R.S. 14:38.2, entitled "Promoting Prostitution" and La. R.S. 14:230, entitled "Money Laundering", which actions allegedly occurred in association with

his operation of the massage establishments named in this Order. In support of his arrest, the EBRSO filed an Affidavit for Arrest Warrant on September 7, 2021, which warrant provided the allegations detailed below.

On April 8, 2021, Narcotics Detectives with the EBRSO began an investigation involving the complaint of prostitution by massage at numerous massage establishments in East Baton Rouge Parish. Mr. Jing was observed exiting two of the establishments. Further, an Acura sedan was observed to be parked at different times at both of the establishments, and was registered to Mr. Jing at an address in Flushing, New York. Thereafter, between April 2021 and August 2021, Narcotics Detectives with the EBRSO conducted undercover operations inside the three massage establishments operated by Mr. Jing (Lavender, J&R, JJ Relaxation) and witnessed clear violations of La. R.S. 14:83.3, "Prostitution by Massage". The EBRSO affidavit notes that Mr. Jing was previously indicted for the promotion of prostitution in 2009 in New Jersey. However, it is believed that he was not convicted of that charge.

The EBRSO affidavit further details that the affiant obtained a search warrant for account records for any accounts held by JPMorgan Chase Bank for Mr. Jing from May 1, 2020, through May 19, 2021, and learned that Mr. Jing held a business checking, personal checking and savings, and credit card accounts at this entity. The EBRSO detectives observed that the three massage establishments operated by Mr. Jing only operated in cash. The funds from the establishments were then invested in various ways, including with Robinhood Markets, Inc., Crypto Currency and China based companies. The EBRSO detectives determined that Mr. Jing used the cash proceeds from the illegal activities occurring at the massage establishments to maintain those businesses.

In association with the arrest of Mr. Jing, three women were also arrested for violation of La. R.S. 14:83.3, "Prostitution by Massage." Rui Shi, who is not licensed by the LBMT, was

arrested for engaging in prostitution by massage at Lavender. Fang Tie, who is not licensed by the LBMT, was arrested for engaging in prostitution by massage at JJ Relaxation. Meili Yan, who is not licensed by the LBMT, was arrested for engaging in prostitution by massage at J & R.

Based on the foregoing, it is alleged that Mr. Jing and the establishments that he operates, Lavender, J&R, and JJ Relaxation, violated the following rules and regulations applicable to the LBMT:

Code of Conduct for Licensed Professional Counselors, La. Admin Code. tit. 46, Pt XLIV, §3101, *et seq.*:

§3101 Prohibitions of Sexual Activity

- A. All sexual activity by any person or persons in any massage establishment is absolutely prohibited.
- B. No massage establishment owner or operator shall engage in, or permit any person or persons to engage in, sexual activity in a massage establishment or to use that establishment to make arrangements to engage in sexual activity in any other place.
- C. No massage therapist shall engage in sexual activity with a current client of the therapist.
- E. As used in this Rule and §5301 of this Part:
 - a. sexual activity—includes:
 - i. coital sexual intercourse;
 - ii. anal sexual intercourse;
 - iii. fellatio, cunnilingus;
 - iv. masturbation;
 - ...
 - b. the purposeful touching of the genitals of another person...whether through draping or clothing, whether resulting in penetration or orgasm or not, and whether by instrumental manipulation, touching with the hands, or other bodily contact;
 - c. any sexual offenses proscribed by the criminal laws of Louisiana including, but not limited to, R.S. 14:83.3 and 83.4.
- F. For purposes of this rule, the term *client* means and includes any person receiving massage therapy services provided for compensation...

La. R.S. 37:3558 Massage establishments

- C. For purposes of this Chapter, “sexually oriented business” means a sex parlor, massage parlor, nude studio, modeling studio, love parlor...or other commercial enterprise which has as its primary business the offering of a service or the sale, rent, or exhibit of devices or any other items intended to provide sexual stimulation or sexual gratification to the customer.
- D. A sexually oriented business shall be ineligible for registration as a massage establishment and shall not operate as a massage establishment.

La. R.S. 37:3563 Grounds for Discipline

- A. The board may suspend, revoke, or refuse to issue or renew a license after notice and opportunity for hearing pursuant to the Administrative Procedure Act, upon proof of any of the following:
 - (3) Engaging in unprofessional conduct that has endangered or that is likely to endanger the health, welfare, or safety of the public, as further defined by rules of the board.
 - (6) Violating or aiding and abetting in the violation of any provisions of this Chapter or the rules and regulations promulgated hereunder.
- D. The board shall revoke the license of any person if the board determines that the establishment is a sexually oriented business, as defined in R.S. 37:3558(C)...

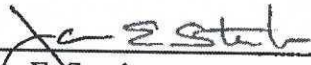
II. DECISION AND ORDER

To maintain public health, safety, and welfare, emergency action is required due to the allegations set forth in the allegations in the Affidavit for Arrest Warrant against Mr. Jing. Accordingly, summary suspension of LBMT License Number 7964 issued to Jing Jing, License number E4457 issued to Lavender Massage, License number E3615 issued to J&R Massage and License number E3616 issued to JJ Relaxation Spa, is ordered, effective immediately, pending proceedings for a revocation of licensure or other action as the Louisiana Board of Massage Therapy deems fit.

Proceedings before the Louisiana Board of Massage Therapy shall be promptly instituted and determined. Accordingly, an administrative hearing before the Louisiana Board of Massage Therapy is scheduled for January 21, 2022, at 10:00 a.m., at the Louisiana State Archives Building, 3851 Essen Lane, Baton Rouge, Louisiana, 70809. The hearing panel will consist of current Board Members. The hearing will be conducted in accordance with the Administrative Procedure Act, the Louisiana Massage Therapists and Establishments Act, and the rules promulgated by the LBMT.

Jing Jing, Lavender Massage, J&R Massage, and JJ Relaxation Spa will be given a full opportunity to appear and be heard, with or without counsel, and are entitled to hear a statement of what accusations have been made against them, to present evidence, to cross-examine witnesses, and to have witnesses subpoenaed. Mr. Jing and/or any of the above-named establishments may request that subpoenas be issued by the Louisiana Board of Massage Therapy and must send a request to the Louisiana Board of Massage Therapy office at least 5 days prior to the hearing, listing the names and addresses of the individuals to be subpoenaed, along with a brief summary of what the individual will testify to. The testimony will be under oath and a court reporter will record the proceedings at the hearing, and any party wishing to obtain a transcript of the hearing may do so at their expense.

Date: 12/16/2021



James E. Steele,
Complaint Investigation Officer
Louisiana Board of Massage Therapy