

Louisiana Board of Massage Therapy



John Bel Edwards
Governor

CERTIFIED MAIL # 9589 0710 5270 0492 4156 24

RETURN RECEIPT REQUESTED

8/7/2023

Xiaofu Cheng
6031 Siegen Lane
Suite J
Baton Rouge, LA 70809

Re: Redland Massage – E3541

Dear Xiaofu Cheng

Enclosed please find the decision of the Louisiana State Board of Massage Therapy (“Board”) entered on July 21st, 2023. La. R.S. 49:959(A) provides in part:

A decision or order in a case of adjudication shall be subject to rehearing, reopening, or reconsideration by the agency, within ten days from the date of its entry.

Any request for rehearing must be submitted to the Board’s in writing within 10 days of the date of the Order in compliance with La. R.S. 49:959. To the extent practicable, if a rehearing is requested, the rehearing will be held at the next regularly scheduled Board meeting.

Additionally, La. R.S. 49:964(B) provides for judicial review of agency decisions as follows:

Proceedings for review may be instituted by filing a petition in the district court of the parish in which the agency is located within thirty days after the transmittal of notice of the final decision by the agency or, if a rehearing is requested, within thirty days after the decision thereon. Copies of the petition shall be served upon the agency and all parties of record.

The full text of all laws cited herein are available at <https://legis.la.gov>. Please direct any questions regarding compliance with the Board’s Order to the Board’s Office.

Louisiana Board of Massage Therapy

Enclosure

9619 Interline Ave, Suite B
Baton Rouge, LA 70806

225-756-3488

www.labmt.org

LOUISIANA BOARD OF MASSAGE THERAPY

IN THE MATTER OF:

REDLAND MASSAGE, Establishment License No. E3541
6031 Seigen Lane, Suite J
Baton Rouge, LA 70809

FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER

Pursuant to La. R.S. 37:3555(A)(1), LAC 46:XLIV.6101 and the Louisiana Administrative Procedure Act, an administrative hearing was held before the Louisiana Board of Massage Therapy (“Board”) on July 21, 2023 relative to the June 20, 2023 Order of Summary Suspension for Establishment License No. E3541 issued to Xiaofu Cheng for the operation of Redland Massage at 6031 Seigen Lane, Suite J in Baton Rouge (“Respondent”).

Present were: Kathryn Lea Love, Chair; Donna M. Green, Vice-Chair; Rosemary H. Wilkinson, Secretary; Karla Swacker; and Amie Dudzinski, Board Members;

Memry Hodum, Complaint Investigation Officer, recused from the hearing;

Xiaofu Cheng, Owner representing Redland Massage assisted by Chinese language interpreter Liuting Chen;

Sheri M. Morris, Counsel for the Board; and

James Raines, Complaint Counsel.

FINDINGS OF FACT

1. Massage Establishment License No. E3541 was issued to Xiaofu Cheng for the operation of Redland Massage at 6031 Seigen Lane, Suite J in Baton Rouge with phone number (225)296-5787 through March 31, 2024.
2. The Board’s staff observed advertisements with the phone number and/or address of record for Respondent on SkipTheGames.com, AdultLook, RubMaps, and on Google. The advertisements for Respondent’s services include photographs of scantily clad women represented to be massage therapists, (Board Exhibit 1).
3. On June 20, 2023, the Board’s Complaint Investigation Officer issued an Order of Summary Suspension suspending Establishment License No. E3541 and sent notice to Respondent at Respondent’s address of record of the administrative hearing scheduled for July 21, 2023 at 9:30 a.m. for “revocation of licensure or other action as the Louisiana Board of Massage Therapy deems fit,” (Board Exhibit 2, pp. 4-5).

4. Ms. Cheng testified as follows:
 - A. She owns of Redland;
 - B. In February when she received a call about advertising, she told the caller the type of business was legal massage business;
 - C. She only advertises on Google professional;
 - D. She follows the law; police check often; she pays taxes on time and tries to do everything required;
 - E. She comes to Louisiana often about three time per year;
 - F. When she came here she did not speak any English and made mistake of hiring advertiser who was no good;
 - F. She will correct and be better;
 - G. She told advertiser pictures must be no showing; told her no sex pictures at least 7 times;
 - H. After one month she stop working with advertiser;
 - I. Everyone told her Google is legal;
 - J. She has two employees Xiang Mai Chong and Chi also known as Wendy and Amy; and
 - K. Amy had to call police because of sexual activity.
5. Ms. Cheng produced copies of advertisements she approved where individuals in the advertisements are properly dressed, (Respondent Exhibit 1).
6. The advertisements for Respondent on the internet fail to include the license numbers of the massage therapists or of the massage establishment.

CONCLUSIONS OF LAW

1. La. R.S. 37:3558(D) makes Respondent ineligible for registration as a massage establishment.
2. Respondent and its owner Xiaofu Cheng, Owner violated:
 - A. La. R.S. 37:3564(A) by failing to include the license number of the massage therapist or massage establishment on advertisements; and
 - B. La. R.S. 37:3564(C) by including pictorial representations on advertisements where massage therapists are attired and posed in a manner as to appeal to the prurient interest.
3. Violations of La. R.S. 37:3558 and La. R.S. 37:3564 constitute sufficient grounds for revoking an establishment license.

ORDER

Considering the applicable laws and the evidence and testimony;

IT IS ORDERED, ADJUDGED AND DECREED that Massage Establishment License No. E3541 issued to Xiaofu Cheng for the operation of Redland Massage through March 31, 2024 at 6031 Seigen Lane, Suite J in Baton Rouge with phone number (225) 296-5787 is hereby revoked;

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that all costs of this proceeding are assessed to Xiaofu Cheng and Redland Massage; and

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Xiaofu Cheng and Redland Massage are ineligible for licensure by the Louisiana Board of Massage Therapy until all costs of this proceeding are paid in full and all advertisements including the address and/or phone number of record for Redland Massage are removed from the sexually oriented websites.

Signed this 7th day of August 2023.

For the Louisiana Board of Massage Therapy


Kathryn Lea Love, Chair