

LOUISIANA BOARD OF MASSAGE THERAPY

IN THE CONSOLIDATED MATTERS OF:

YANQUN RAO, Massage Therapist No. 8787

LOTUS MASSAGE, LLC, Massage Establishment No. E3544 (Expired 03/31/2022)

WONDERFUL LAND THERAPY, LLC Massage Establishment No. E3922 (Expired 03/31/2021)

B&B SPA, LLC, Massage Establishment No. E4574 (Expired 03/31/2022)

BLUE OLIVE SPA, LLC, Massage Establishment No. E3890 (Expired)

ALL NATURAL SPA, LLC, Massage Establishment No. E4298 (Expired 03/31/2022)

TING TING SPA, LLC Massage Establishment No. E4314 (Expired 03/31/2022)

FLOWER SPA, LLC Massage Establishment No. E4598 (Expired 03/31/2022)

SPA MASSAGE, LLC Massage Establishment No. E3962 (Expired 03/31/2022))

ORIENTAL FOOT MASSAGE, Massage Establishment No. E3845 (Expired 06/30/2020)

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 April 8, 2022 relative to the March 7, 2022 Orders of Summary Suspension for Massage Therapist License No. 8487 issued to YANQUN RAO (“RAO”); Massage Establishment License No. E3544 issued to LOTUS MASSAGE, LLC (“LOTUS”); Massage Establishment License No. E3922 issued to WONDERFUL LAND THERAPY, LLC (“WONDERFUL”); Massage Establishment License No. E4574 issued to B&B SPA, LLC (“B&B”); Massage Establishment License No. E3890 issued to BLUE OLIVE SPA, LLC (“BLUE OLIVE”); Massage Establishment License No. E4298 issued to ALL NATURAL SPA LA, LLC (“ALL NATURAL”); Massage Establishment License No. E4314 issued to TING TING SPA, LLC (“TING TING”); Massage Establishment License No. E4598 issued to FLOWER SPA, LLC (“FLOWER”); Massage Establishment License No. E3962 issued to SPA MASSAGE, LLC (“SPA”) and Massage Establishment License No. E3945 issued to ORIENTAL FOOT MASSAGE (“ORIENTAL”).

Present were: Donna M. Green; Casey A. Little; Kathryn Lea Love, Chair; Karla Swacker; and Rosemary H. Wilkinson, Board Members;

Sheri M. Morris, serving as Counsel for the Board; and
James Raines, serving as Complaint Counsel.

James E. Steele, Complaint Investigation Officer was
recused from the hearings.

FINDINGS OF FACT

1. On or about January 31, 2022, the Board received information regarding an arrest warrant issued on January 23, 2022 to the East Baton Rouge Sheriff's Office ("EBRSO") for RAO on charges of knowingly violating La. R.S. 14:26 entitled "Criminal Conspiracy," La. R.S. 14:83.2 entitled "Promoting Prostitution," La. R.S. 14:84 entitled "Pandering" and La. R.S. 14:230 entitled "Money Laundering," in association with the operation of BLUE OLIVE, ALL NATURAL, B&B, TING TING and FLOWER, (Board Exhibit 1 and Testimony of Investigation Officer).
2. The arrest warrant issued for RAO was part of an investigation by the EBRSO of complaints of prostitution at massage establishments including LOTUS, WONDERFUL, B&B, BLUE OLIVE and ALL NATURAL, (Board Exhibit 1).
3. Arrest warrants were also issued for Johnny Wang also known as Chien Wang ("Wang"), Ting Song ("Song") also known as Chun Xiang Song, and Huang Weng for knowingly owning, maintaining, and/or assisting in the maintenance and control of enterprises for profit where customers pay fees for services including prostitution, (Board Exhibit 1).
4. **YANQUN RAO**
 - A. On March 7, 2022, Massage Therapist License No. 8487 of RAO initially issued on December 5, 2016 and renewed through March 31, 2023 was suspended pursuant to La. R.S. 49:961(C) pending the April 8, 2022 administrative hearing. (Board Exhibits 2 and 12)
 - B. On March 7, 2022, the Order of Summary Suspension was sent to RAO's email address on her renewal application and by U.S. Certified Mail to her address of record, 6010 Jones Creek Road, Suite B, Baton Rouge, Louisiana 70817, the address of LOTUS. The Order of Summary Suspension sent by U.S. Certified Mail was returned unclaimed, (Board Exhibit 12).
 - C. RAO is the only Licensed Massage Therapist listed on the applications of: LOTUS (Board Exhibit 11-A); WONDERFUL (Board Exhibit 10-A); B&B (Board Exhibit 4-A); BLUE OLIVE (Board Exhibit 5-A); ALL NATURAL (Board Exhibit 3-B); TING (Board Exhibit 8-A); FLOWER (Board Exhibit 6-A); SPA (Board Exhibit 7-A); and ORIENTAL (Board Exhibit 9-A).
 - D. ROA did not appear for the hearing.
5. **LOTUS MASSAGE, LLC**
 - A. LOTUS is owned by Zhanping Gao, who was not licensed by the Board, (Board Exhibit 11-A).
 - B. RAO is the only licensed Massage Therapist listed on the application of LOTUS, (Board Exhibit 11-A).
 - C. An individual, not licensed by the Board, was arrested in January of 2022 for engaging in prostitution by massage and criminal conspiracy at LOTUS.

- D. On March 7, 2022, Massage Establishment License No. E3544 of LOTUS for April 1, 2021 through March 31, 2022 at 6010 Jones Creek Road, Suite B, Baton Rouge, Louisiana 70817 was suspended pursuant to La. R.S. 49:961(C) pending the April 8, 2022 administrative hearing, (Board Exhibit 2).
- E. On March 7, 2022, the Order of Summary Suspension was sent to Zhanping Gao's email address on LOTUS's application and by U.S. Certified Mail to LOTUS. The Order of Summary Suspension, sent by U.S. Certified Mail, was returned unclaimed, (Board Exhibit 11-B).
- F. On March 28, 2022, when the Board Inspector went to LOTUS to inspect, it appeared closed, (Board Exhibit 11-C).
- G. On March 28, 2022, the Board's Inspector left a Cease and Desist Notice on the door of LOTUS, (Board Exhibit 11-C).
- H. No representative of LOTUS appeared for the hearing.

6. **WONDERFUL LAND THERAPY, LLC**

- A. WONDERFUL is owned by Dongmei Zhang who was not licensed by the Board, (Board Exhibit 10-A).
- B. RAO is the only licensed Massage Therapist listed on the application of WONDERFUL, (Board Exhibit 10-A).
- C. An individual not licensed by the Board was arrested for engaging in prostitution by massage, and criminal conspiracy at WONDERFUL.
- D. On March 7, 2022, Massage Establishment License No. E3922 of WONDERFUL for a Massage Establishment April 1, 2020 through March 31, 2021 at 712 O'Neal Lane, Baton Rouge, LA 70816 was suspended pursuant to La. R.S. 49:961(C) pending the April 8, 2022 administrative hearing, (Board Exhibit 2).
- E. On March 7, 2022, Notice of the Order of Summary Suspension was sent to Dongmei Zhang's email address on WONDERFUL's application for and by U.S. Certified Mail to WONDERFUL. The U.S. Certified Mail was delivered to WONDERFUL on March 28, 2022, (Board Exhibit 10-B).
- F. On March 28, 2022, a Board Inspector inspected WONDERFUL which appeared to be open for business. The Board's Inspector observed signs of human trafficking or illicit activity at WONDERFUL, specifically the two females present were wearing very little clothing (lingerie), customers have to buzz in to get into the business, the individuals spoke very little English and appeared to be living in the establishment, the windows were completely covered or blacked out, the lobby was dimly lit and had red lights on the walls. The individuals present told the Board's Inspector they did not know the name of their boss and exited the rear door while he was in the establishment, (Board Exhibit 10-C).
- G. No representative of WONDERFUL appeared for the hearing.

7. **B&B SPA, LLC**

- A. B&B is owned by Johnny Wang who was not licensed by the Board, (Board Exhibit 4-A).
- B. Johnny Wang was arrested for criminal conspiracy, promoting prostitution, pandering, money laundering relative to the operation of B&B, BLUE OLIVE, NATURAL, TING, FLOWER and SPA, (Board Exhibit 1).
- C. RAO is the only licensed Massage Therapist listed on the application of B&B, (Board Exhibit 4-A).
- D. A female was arrested in January of 2022 for engaging in prostitution by massage, and criminal conspiracy at B&B.
- E. On March 7, 2022, Massage Establishment License No. E4574 of B&B for 804 O'Neal Lane, Baton Rouge, LA 70817 from April 1, 2021 through March 31, 2022 was suspended pursuant to La. R.S. 49:961(C) pending the April 8, 2022 administrative hearing, (Board Exhibit 2).
- F. On March 7, 2022, the Order of Summary Suspension was sent to Johnny Wang's email address on B&B's application and by U.S. Certified Mail to B&B. The Order of Summary Suspension sent by U.S. Certified Mail was delivered to B&B on March 18, 2022, (Board Exhibit 4-B).
- G. On March 28, 2022, the Board's Inspector inspected B&B and reported the establishment appeared to be open for business. The Board's Inspector observed signs of human trafficking or illicit activity, more specifically the female present was wearing very little clothing, he had to buzz in to get into the business, the individual present spoke very little English and appeared to be living in the establishment, the windows were completely covered or blacked out, and the individual stated she had only been there for a short period of time. The Board's Inspector observed the lobby to be dimly lit, red lights and a sign stating "cash only" on the wall and no Massage Therapists licenses were displayed, (Board Exhibit 4-C).
- H. On A Cease and Desist Notice was issued to B&B on March 28, 2022 and hand delivered to individual at B&B, (Board Exhibit 4-C and Testimony of Inspector).
- I. No representative of B&B appeared for the hearing.

8. **BLUE OLIVE SPA, LLC**

- A. BLUE OLIVE is owned by Johnny Wang who was not licensed by the Board, (Board Exhibit 5-A).
- B. Johnny Wang was arrested for criminal conspiracy, promoting prostitution, pandering, money laundering relative to the operation of B&B, BLUE OLIVE, NATURAL, TING, FLOWER and SPA, (Board Exhibit 1).
- C. RAO is the only licensed Massage Therapist listed on the application of BLUE OLIVE, (Board Exhibit 5-A).
- D. A female, who is not licensed by the Board, was arrested in January of 2022 for prostitution, prostitution by massage, and criminal conspiracy at BLUE OLIVE.

- E. On March 7, 2022, Massage Establishment License No. E3890 for BLUE OLIVE at 11854 Coursey Boulevard in Baton Rouge, LA 70816 from April 1, 2021 through March 31, 2022 was suspended pursuant to La. R.S. 49:961(C) pending the April 8, 2022, (Board Exhibit 2).
- F. On March 7, 2022, Notice of the Order of Summary Suspension was sent to Johnny Wang's email address on the application for BLUE OLIVE and by U.S. Certified Mail to BLUE OLIVE. The Order of Summary Suspension sent via email was returned undeliverable and the U.S. Certified Mail was returned unclaimed, (Board Exhibit 5-B).
- G. On March 28, 2022, a Board Inspector inspected BLUE OLIVE which appeared to be open for business. The Board's Inspector observed signs of human trafficking or illicit activity at BLUE OLIVE more specifically, the female present was wearing very little clothing (lingerie), he had to buzz in to get into the business, the individual spoke very little English and appeared to be living in the establishment, the windows were completely covered or blacked out and red lights, a price charge and a sign stating "Cash only" were on the walls. The individual refused to identify herself and said she was dropped by her boss the day before to clean, she denied providing massages, would not provide her boss's name, (Board Exhibit 5-C).
- H. On March 28, 2022, the Board's Inspector issued a Cease and Desist Notices to BLUE OLIVE and the unidentified female and delivered them to the unidentified female present, who refused to acknowledge receipt of the notices, (Board Exhibit 5-C).
- I. No representative of BLUE OLIVE appeared for the hearing.

9. **ALL NATURAL SPA LA, LLC**

- A. ALL NATURAL is owned by Johnny Wang who was not licensed by the Board, (Board Exhibit 3-A).
- B. Johnny Wang was arrested for criminal conspiracy, promoting prostitution, pandering, money laundering relative to the operation of B&B, BLUE OLIVE, NATURAL, TING, FLOWER and SPA, (Board Exhibit 1).
- C. RAO is the only Licensed Massage Therapist listed on the application of ALL NATURAL, (Board Exhibit 3-B).
- D. A female, not licensed by the Board, was arrested on for prostitution, prostitution by massage, criminal conspiracy, and possession of schedule II drugs (crystal methamphetamine), possession of schedule II drugs (ketamine), and possession of drug paraphernalia on November 10, 2021 at ALL NATURAL.
- E. On March 7, 2022, Massage Establishment License No. E4298 for ALL NATURAL for April 1, 2021 through March 31, 2022 at 9126 Jefferson Highway, Baton Rouge, LA 70809, was suspended pursuant to La. R.S. 49:961(C) pending an administrative hearing scheduled for April 8, 2022 at 11:00 a.m., (Board Exhibit 2).
- F. On March 7, 2022, the Order of Summary Suspension was sent to Johnny Wang's email address on the application and by U.S. Certified Mail to ALL NATURAL. The email was returned undeliverable and the status of the U.S. Certified Mail was unknown at the time of the hearing, (Board Exhibits 3-A and 3-B).

- G. On March 28, 2022, when the Board's Inspector went ALL NATURAL, it appeared to be closed, (Board Exhibit 3-D).
- H. No representative of ALL NATURAL appeared for the hearing.

10. **TING TING SPA, LLC**

- A. TING is owned by Johnny Wang who was not licensed by the Board, (Board Exhibit 8-A).
- B. Johnny Wang was arrested for criminal conspiracy, promoting prostitution, pandering, money laundering relative to the operation of B&B, BLUE OLIVE, NATURAL, TING, FLOWER and SPA, (Board Exhibit 1).
- C. RAO is the only Licensed Massage Therapist listed on the application of TING, (Board Exhibit 8-A).
- D. A female not licensed by the Board was arrested for prostitution at TING in 2021.
- E. On March 7, 2022, Massage Establishment License No. E4314 for TING at 3510 Common Street, Lake Charles, LA 70607 from April 1, 2021 through March 31, 2022 was suspended pursuant to La. R.S. 49:961(C) on pending the April 8, 2022, administrative hearing.
- F. On March 7, 2022, the Order of Summary Suspension was sent to Johnny Wang's email address on TING's application and by U.S. Certified Mail to TING at its mailing address of record 2200 W. Baker Road, Suite 616, Baytown, Texas 77541. The Order of Summary Suspension sent via email was undeliverable and the status of the U.S. Certified Mail was unknown at the time of the hearing, (Board Exhibit 8-B).
- G. No representative of TING TING appeared for the hearing.

11. **FLOWER SPA**

- A. FLOWER is owned by Johnny Wang who was not licensed by the Board, (Board Exhibit 6-A).
- B. Johnny Wang was arrested for criminal conspiracy, promoting prostitution, pandering, money laundering relative to the operation of B&B, BLUE OLIVE, NATURAL, TING, FLOWER and SPA, (Board Exhibit 1).
- C. RAO is the only Licensed Massage Therapist listed on the license application of FLOWER, (Board Exhibit 6-A).
- D. On March 7, 2022, Massage Establishment License No. E4598 for FLOWER at 117 Industrial Parkway, Lafayette, LA 70508 from April 1, 2021 through March 31, 2022 was suspended pursuant to La. R.S. 49:961(C) pending the April 8, 2022 administrative hearing, (Board Exhibit 2).
- E. On March 7, 2022, the Order of Summary Suspension was sent to Johnny Wang's email address on FLOWER's application and by U.S. Certified Mail to FLOWER. The email was returned undeliverable and the U.S. Certified Mail was delivered to Li Ting Ting on March 9, 2022, (Board Exhibit 6-B).
- F. No representative of FLOWER appeared for the hearing.

12. SPA MASSAGE

- A. SPA is owned by Johnny Wang, who was not licensed by the Board, (Board Exhibit 7-A).
- B. Johnny Wang was arrested for criminal conspiracy, promoting prostitution, pandering, money laundering relative to the operation of B&B, BLUE OLIVE, NATURAL, TING, FLOWER and SPA, (Board Exhibit 1).
- C. RAO is the only Licensed Massage Therapist listed on the license application of SPA, (Board Exhibit 7-A).
- D. On March 7, 2022, Massage Establishment License No. E3962 for SPA at 4016 Highway 90 East, Suite 106, Broussard, LA 70518 from April 1, 2021 through March 31, 2022 was suspended pursuant to La. R.S. 49:961(C) pending an administrative hearing scheduled for April 8, 2022 at 11:00 a.m., (Board Exhibit 2).
- E. On March 7, 2022, the Order of Summary Suspension was sent to Johnny Wang's email address on SPA's application and by U.S. Certified Mail to SPA. The email was returned undeliverable and the U.S. Certified Mail was delivered to an individual at SPA on March 14, 2022, (Board Exhibit 7-B).
- F. No representative of SPA appeared for the hearing.

13. ORIENTAL FOOT MASSAGE

- A. ORIENTAL is owned by Guichun Zhong who is not licensed by the Board, (Board Exhibit 9-A).
- B. Guichun Zhong was arrested for prostitution by massage in 2021.
- C. RAO is the only Licensed Massage Therapist listed on the license application of ORIENTAL, (Board Exhibit 9-A).
- D. On March 7, 2022, Massage Establishment License No. E3845 for ORIENTAL at 1411 Prien Lake Road, Lake Charles, LA 70601 issued October 15, 2019 expired on June 30, 2020 was suspended pursuant to La. R.S. 49:961(C) pending an administrative hearing scheduled for April 8, 2022 at 11:00 a.m., (Board Exhibit 2).
- E. On March 7, 2022, the Order of Summary Suspension was sent via email to Guichun Zhong at the email address on the application and to ORIENTAL via U.S. Certified Mail. USPS Tracking shows the U.S. Certified Mail was not delivered because the addressee "moved and left no forwarding address," (Board Exhibits 9-A and 9-B). The email was responded to on March 12, 2022 by an individual who advised she was the bookkeeper for ORIENTAL three years prior and no longer has contact with the owner of ORIENTAL.
- F. No representative of ORIENTAL appeared for the hearing.

CONCLUSIONS OF LAW

1. YANQUN RAO; LOTUS MASSAGE, LLC; WONDERFUL LAND THERAPY, LLC; B&B SPA; LLC, BLUE OLIVE SPA, LLC; ALL NATURAL SPA LA, LLC; TING TING SPA, LLC; FLOWER SPA, LLC; SPA MASSAGE, LLC; and ORIENTAL FOOT MASSAGE violated:
 - A. La R.S. 37:3558(B) requiring massage establishments to employ or contract only with licensed massage therapists to perform massage therapy;
 - B. La. R.S. 37:3558(D) prohibiting a sexually oriented business from registering as a massage establishment and operating as a massage establishment;
 - C. LAC 46:XLIV.3101(A) prohibiting “[a]ll sexual activity by any person or persons in any massage establishment; and
 - D. LAC 46:XLIV.3101(B) prohibiting massage establishment owners and operators from engaging in, or permitting any person or persons to engage in, sexual activity in a massage establishment.
2. La. R.S. 37:3555(A)(1) authorizes the Board to discipline licensed individuals and establishments for violations of law and authorizes the Board to impose fines and penalties.
3. La. R.S. 37:3563(A)(3) authorizes the Board to suspend, revoke, or refuse to renew a license after notice and opportunity for hearing pursuant to the Administrative Procedure Act, upon proof of engaging in unprofessional conduct that has endangered or that is likely to endanger the health, welfare, or safety of the public, as defined by the Board’s rules.
4. La. R.S. 37:3563(A)(6) authorizes the Board to suspend, revoke, or refuse to renew a license after notice and opportunity for hearing pursuant to the Administrative Procedure Act, upon proof of violating or aiding and abetting in the violation of any provisions of Chapter 57 of Title 37 of the Louisiana Revised Statutes or the rules and regulations promulgated thereunder.

ORDER

Considering the applicable laws and the evidence and testimony presented, the Louisiana State Board of Massage Therapy finds the violations of La. R.S. 37:355(A)(3) and (6) and L.A.C. 46:XLIV.3101(A) and (B) which occurred at the licensed Massage Establishments, require the imposition of disciplinary action, therefore;

IT IS ORDERED, ADJUDGED AND DECREED that pursuant to LAC 46:XLIV.5501(B)(3), a fine of \$1,000 is imposed on YANQUN RAO and Massage Therapist

License No. 8487 is hereby revoked and is ineligible for renewal or reinstatement until all charges have been resolved and YANQUN RAO appears before the Board;

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that pursuant to LAC 46:XLIV.5501(B)(3), a fine of \$1,000 is imposed on LOTUS MASSAGE, LLC and Massage Establishment License No. E3544 issued to LOTUS MASSAGE is hereby revoked and ineligible for renewal or reinstatement;

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that pursuant to LAC 46:XLIV.5501(B)(3), a fine of \$1,000 is imposed on WONDERFUL LAND THERAPY, LLC and Massage Establishment License No. E3922 issued to WONDERFUL LAND THERAPY is hereby revoked and ineligible for renewal or reinstatement;

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that pursuant to LAC 46:XLIV.5501(B)(3), a fine of \$1,000 is imposed on B&B SPA, LLC and Massage Establishment License No. E4574 issued to B&B SPA, LLC is hereby revoked and ineligible for renewal or reinstatement;

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that pursuant to LAC 46:XLIV.5501(B)(3), a fine of \$1,000 is imposed on BLUE OLIVE SPA, LLC and Massage Establishment License No. E3890 issued to BLUE OLIVE SPA, LLC is hereby revoked and ineligible for renewal or reinstatement;

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that pursuant to LAC 46:XLIV.5501(B)(3), a fine of \$1,000 is imposed on ALL NATURAL SPA LA, LLC and Massage Establishment License No. E4298 issued to ALL NATURAL SPA LA, LLC, is hereby revoked and ineligible for renewal or reinstatement;

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that pursuant to LAC 46:XLIV.5501(B)(3), a fine of \$1,000 is imposed on TING TING SPA, LLC and the Massage Establishment License No. E4314 issued to TING TING SPA, LLC, is hereby revoked and ineligible for renewal or reinstatement;

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that pursuant to LAC 46:XLIV.5501(B)(3), a fine of \$1,000 is imposed on FLOWER SPA, LLC and the Massage Establishment License No. E4598 issued to FLOWER SPA, LLC, is hereby revoked and ineligible for renewal or reinstatement;

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that pursuant to LAC 46:XLIV.5501(B)(3), a fine of \$1,000 is imposed on SPA MASSAGE, LLC and the Massage Establishment License No. E3962 issued to SPA MASSAGE, LLC, is hereby revoked and ineligible for renewal or reinstatement;

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that pursuant to LAC 46:XLIV.5501(B)(3), a fine of \$1,000 is imposed on ORIENTAL FOOT MASSAGE and Massage Establishment License No. E3945 issued to ORIENTAL FOOT MASSAGE is hereby revoked and ineligible for renewal or reinstatement.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that pursuant to LAC 46:XLIV.5501(B)(3) all costs of this proceeding are assessed to YANQUN RAO; LOTUS MASSAGE, LLC; WONDERFUL LAND THERAPY, LLC; B&B SPA, LLC; BLUE OLIVE SPA, LLC; ALL NATURAL SPA LA, LLC; TING TING SPA, LLC; FLOWER SPA, LLC; SPA MASSAGE, LLC; and ORIENTAL FOOT MASSAGE.

Signed this 19th day of July 2022.

For the Louisiana Board of Massage Therapy


Kathryn Lea Love, Board Chair