

## LOUISIANA BOARD OF MASSAGE THERAPY

**IN THE MATTER OF:  
CUXIA SUN, Massage Therapist No. 8960**

### **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 September 25, 2023 relative to the Notice of Intent to Deny Renewal Application for Massage Therapist License No. 8960 issued to CUXIA SUN:

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

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

Sheri M. Morris, Counsel for the Board;

James Raines, Complaint Counsel; and

Cuixia Sun (“Respondent”) assisted by Liu Ting Chen, Mandarin Chinese language interpreter.

### **FINDINGS OF FACT**

1. On September 4, 2018, Massage Therapist License No. 8960 was issued by the Louisiana Board of Massage Therapy (“Board”) to CUXIA SUN (“Respondent”), Massage Therapist. License No. 8960 expired on March 31, 2023. On February 23, 2023, Respondent executed a Louisiana Renewal Application for Licensure as a Massage Therapist including the Verifying Affidavit, (Board Exhibit A).
2. Respondent’s transcript demonstrates she graduated from Angeles College from the Massage Therapy Program located in City of Industry, California and passed the MBLEx on June 26, 2017, (Board Exhibit B).
3. On or about February 9, 2023, the Board received notice from the Federation of State Massage Therapy Boards (“FSMTB”) that “Footy Rooty Institute” had possession of confidential, proprietary, and copyrighted MBLEx content and was distributing and sharing that content without the permission of the FSMTB; therefore, MBLEx results of all Footy Rooty students are declared invalidated. FSMTB’s correspondence indicated Respondent was a student at Footy Rooty Institute and, therefore, Respondent’s MBLEx score was invalid, (Board Exhibit C).
4. The FSMTB gave the impacted individuals, including Respondent, an opportunity to demonstrate competence by taking a special MBLEx. Individuals who did not take the special MBLEx are ineligible to apply for the MBLEx for one year.
5. On February 28, 2023, the Board issued a Notice of Intent to Deny Respondent’s renewal application for Massage Therapist License No. 8960, (Board Exhibit D).

6. On or about July 21, 2023, Respondent took the special MBLEx and did not receive a passing score.
7. Respondent testified that:
  - a. She did not know what was going on with the school until she received the letter.
  - b. She took the special MBLEx examination but did not receive a passing score.
  - c. She requested a temporary license to continue working until she can retake the MLBEx.

### CONCLUSIONS OF LAW

1. La. R.S. 37:3555(A)(1) authorizes the Board to discipline licensed individuals for violations of law and authorizes the Board to impose fines and penalties.
2. La. R.S. 37:3556(A) requires an applicant for massage therapist license to submit evidence satisfactory to the board of meeting the following requirements:

\* \* \*

(2) Has passed a national examination approved by the board under R.S. 37:3557 within two years from the date the application is filed.

3. Respondent does not meet the qualifications for licensure as a Massage Therapist.

### ORDER


Considering the applicable laws and the evidence, the Louisiana State Board of Massage Therapy ("Board") finds CUXIA SUN has not submitted evidence satisfactory to the board of passing the MBLEx examination;

IT IS ORDERED, ADJUDGED AND DECREED that CUXIA SUN's application to renew Massage Therapist License No. 8960 is hereby denied;

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that CUXIA SUN shall be ineligible for licensure as a Massage Therapist until she presents evidence satisfactory to the Board of passing the MBLEx examination.

Signed this 26 day of February 2024.

For the Louisiana Board of Massage Therapy

  
Kathryn Lea Love, Chair

**Please notify via Certified U.S. Mail and Regular Mail:**

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Bossier City, LA 71111

Rose Massage Spa  
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