

LOUISIANA BOARD OF MASSAGE THERAPY

IN THE MATTER OF

RELAX SPA 2 LLC

LICENSE NO. E4512

CONSENT AGREEMENT AND ORDER

WHEREAS, RELAX SPA 2 LLC ("RELAX SPA") is a licensed massage establishment in the State of Louisiana holding license number E4512;

WHEREAS, LILI WEI is listed as the owner of Relax Spa on its LBMT license application;

WHEREAS, as part of the LBMT's review of licensed massage establishments, the LBMT regularly searches websites where businesses offering illicit services and/or illegal prostitution regularly advertise. The LBMT searches these websites to compare the names, addresses, and phone numbers of its licensed massage establishments;

WHEREAS, the phone number associated with Relax Spa— (318) 582-5159 — and address associated with Relax Spa— 309 Louisville Ave, Monroe, LA 71201 — were identified on "Eccie", "XEscortHub" and "BodyRubPage". The advertisements include photographs of scantily clad Asian women and reviews of sexual activity such as "Massage and ROS";

WHEREAS, based on the information obtained during the internet search, on June 20, 2023, Memry Hodum, Complaint Investigation Officer for the LBMT, signed an Order of Summary Suspension summarily suspending LBMT License number E4512 issued to RELAX SPA, pending an administrative hearing scheduled before the LBMT on July 21, 2023;

WHEREAS, the administrative hearing scheduled before the LBMT on July 21, 2023 was continued to September 24, 2023, by agreement of the parties;

WHEREAS, LILI WEI, as owner of RELAX SPA, through counsel, has indicated her desire to resolve this matter through a Consent Agreement and Order provided for in LAC 46:XLIV §5901 and La. R.S. 49:975(D) of the Louisiana Administrative Procedure Act;

WHEREAS, LILI WEI has admitted to the following:

1. LILI WEI is and was at all times pertinent to the facts and matters alleged herein the owner of RELAX SPA, a licensed massage establishment in the State of Louisiana which holds license number E4512 issued by the LBMT.
2. LILI WEI acknowledges that the telephone number and address associated with RELAX SPA were used in advertisements on the above-referenced websites but denies that the ads were placed during her ownership of RELAX SPA;
3. LILI WEI admits that the advertisements are violation of the following rules and regulations of the LBMT: La. R.S. 37:3558; La. R.S. 37:3563; La. R.S. 37:3564; LAC 46:XLIV §3101, and LAC 46:XLIV §5301.

WHEREAS, LILI WEI and RELAX SPA recognize their right to have an administrative adjudication of the charges outlined in the Notice of Intent to Deny, at which time LILI WEI and RELAX SPA would be entitled to be represented by legal counsel, to call witnesses, and to present witnesses on their behalf in defense or in mitigation of the charges made, and to a decision thereon by the Board based upon written findings of fact and conclusions of law in accordance with the Louisiana Administrative Procedure Act. LILI WEI and RELAX SPA nonetheless waive their right to formal adjudication and, pursuant to La. R.S. 49:975(D), consent to the entry of the Consent Agreement and Order set forth hereinafter. LILI WEI and RELAX SPA also acknowledge that they waive any rights to which they may be entitled pursuant to the Louisiana Administrative Procedure Act, La R.S. 49:951, et. seq., or which they otherwise may be afforded by any law, to contest their agreement to, or the force and effect of this Consent Agreement and Order, in any Court or other forum.

IT IS HEREBY ORDERED that in consideration of the foregoing and pursuant to the authority vested in the Board by La R.S. 49:975(D), the Board orders and LILI WEI and RELAX SPA accept the following administrative action, which is a final decision pursuant to La. R.S. 49:977:

1. License E4512 issued to RELAX SPA will be placed on probation for a period of one (1) year from the date that all parties sign this Consent Agreement and Order by the LBMT.

2. RELAX SPA will change its phone number from 318-582-5159. LILI WEI and RELAX SPA must notify the LBMT of RELAX SPA'S new telephone number within fourteen (14) days that all parties sign this Consent Agreement and Order.
3. LILI WEI will make every reasonable effort to remove the above-referenced advertisements within sixty (60) days.
4. All promotional materials, building signage, websites, and all advertising and online advertising, including but not limited to Google advertising, must match the name – “RELAX SPA 2,” address, new phone number, and website information on record with the LBMT.
5. LILI WEI shall provide the name, address, and nature of any and all other business in which she has any ownership interest within fourteen (14) days that all parties sign this Consent Agreement and Order.
6. RELAX SPA is prohibited from using generic signage or verbiage on advertising such as “Massage.”
7. LILI WEI cannot sell or transfer ownership of RELAX SPA during the Probation Period without approval of the LBMT.
8. During the Probation Period, LILI WEI and RELAX SPA will provide the LBMT with the days and hours of operation and will notify the LBMT of any changes to the days and hours of operation during the Probation Period.
9. LILI WEI shall submit the name (and preferred name, if applicable) and contact information of the licensed massage therapist(s) working at each massage establishment in which she has any ownership interest to the LBMT within fourteen (14) days that all parties sign this Consent Agreement and Order. The licensed massage therapist(s) will also be responsible for ensuring compliance with the Board's regulations and laws applicable to the practice of massage therapy in the State of Louisiana.

10. LILI WEI and RELAX SPA shall notify the LBMT in writing within seven (7) days of hiring a new massage therapist.
11. A licensed massage therapist must be present and available to provide services during all hours of operation.
12. If a licensed massage therapist is not available to work, RELAX SPA shall close until a licensed massage therapist is available to work.
13. LILI WEI shall provide her personal contact information, including name, address, phone number, and email address, to the LBMT within seven (7) days that all parties sign this Consent Agreement and Order. LILI WEI shall promptly notify the LBMT of any changes to her personal contact information.
14. LILI WEI and RELAX SPA shall provide the LBMT with a list of all non-licensed employees working at the establishment (and preferred name, if applicable). LILI WEI and RELAX SPA shall notify the LBMT of any changes of the non-licensed staff within seven (7) days of such changes.
15. LILI WEI and RELAX SPA shall submit all advertisements to the LBMT for review and approval prior to publishing.
16. LILI WEI shall pay a fine and administrative costs in the amount of two hundred dollars and 00/100 (\$200.00), within thirty (30) days that all parties sign this Consent Agreement and Order, which payment shall be made by certified check or money order.
17. LILI WEI and RELAX SPA specifically acknowledge that failure to comply with the terms of this Consent Agreement and Order may result in a denial, revocation, or suspension of any license, certificate, or registration issued by, or applied for, in accordance with LAC 46:XLIV §1701.
18. By agreeing to the terms of this Consent Agreement and Order, LILI WEI and RELAX SPA waive all rights to appeal this adjudication.

Effect of Non-Acceptance of Agreement. LILI WEI and RELAX SPA acknowledge that this Consent Agreement and Order is subject to the approval of the Board. They further acknowledge and agree that if the Board rejects this Consent Agreement and Order, it will be void, and a hearing on the Order of Summary Suspension issued by the Board relative to the allegations contained herein may proceed. If this Consent Agreement and Order is rejected by the Board, it will not constitute a waiver of LILI WEI and RELAX SPA's right to a hearing on the matters alleged in the Order of Summary Suspension and the admissions contained herein will have no effect. LILI WEI and RELAX SPA further agree that if the Board rejects this Consent Agreement and Order, the members of the Board may decide the matter after a hearing, and their consideration of this Consent Agreement and Order shall not alone be grounds for recusal of any member of the Board, including any claims that the Board is biased against them, that it cannot fairly decide the case, or that it has received ex parte communication.

Address of Board. All payments ordered and any reports required by this Consent Agreement and Order shall be addressed to Louisiana Board of Massage Therapy, 9619 Interline Ave., Suite B, Baton Rouge, Louisiana 70809.

IT IS HEREBY FURTHER ORDERED that this Consent Agreement and Order shall take effect immediately upon its adoption by the Board and is a public record of the Board. The terms of this Consent Agreement and Order shall be published and reported in, including but not limited to, the LBMT website.


THE ADMISSIONS AND FINDINGS CONTAINED HEREIN are intended solely for the purpose of resolving the case at hand or in connection with other matters before the LBMT involving LILI WEI and RELAX SPA.

THIS CONSENT AGREEMENT AND ORDER shall take effect immediately upon adoption by the Board and is a matter of public record.

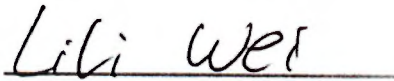
I, JAMES R. RAINES, serving as Prosecutor, do hereby acknowledge negotiation and preparation of this Consent Agreement and Order in order to resolve, with prejudice, all matters for which LILI WEI and RELAX SPA could be charged under this investigation, and further certify that this Consent Agreement and Order is consistent with the evidence,

adequately addresses the complaint, and represents a true and correct statement of that which could be proven at a hearing of this matter.

DATED: 3/15/24


James Raines
Prosecutor

I, LILI WEI, make these acknowledgements and waivers in support of a final disposition of the pending investigation by Consent Agreement and Order (“Order”) pursuant to La. R.S. 49:975(D), in lieu of the institution and prosecution of formal administrative proceedings, and accordingly consent to the entirety of the Order set forth hereinbefore and further waive any right to which I may be entitled under the Louisiana Administrative Procedure Act or any other law to contest, in any court, my agreement to this Order. By my subscription hereto, I also hereby authorize the Prosecutor to present this Order to the LBMT for its consideration and to disclose to and discuss with the LBMT the nature and results of the investigation of this matter. I herein waive any objection to such disclosure based on due process of law under either the State or Federal Constitution or under State statutory law, including La. R.S. 49:977.2. I expressly acknowledge that the disclosure of such information to the LBMT shall be without prejudice to the Prosecutor’s authority to file a formal Administrative Complaint, or the LBMT’s capacity to adjudicate such Administrative Complaint, should the LBMT decline to approve this Consent Agreement and Order. I further acknowledge my awareness that should the LBMT approve this Consent Agreement and Order that the Consent Agreement and Order will become a matter of public record.



LILI WEI

DATED: February 8, 2024

SUBSCRIBED AND SWORN TO before me this 8th day of February 2024, at
New Orleans, Louisiana.



Notary Public
Print Name: Raphael Bickham LSBA#30222
My Commission Expires: At my death

ORDER

By a majority vote of the Board members voting in favor of the Consent Agreement and Order at the Board meeting on _____, 2024, the Board hereby adopts said Agreement, and makes it an Order of this Board.

FOR THE BOARD:

Kathryn Lea Love, Chair