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VA BD OF NURSING

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE:

JULIE A. MARSHALL, C.M.T.
Certificate No.: 0019-004637

CONSENT ORDER

The Virginia Board of Nursing ("Board") and Julie A. Marshall, C.M.T., as evidenced by her signature hereto, enter into the following Consent Order affecting Ms. Marshall's certificate to practice as a massage therapist in Virginia.

The Board adopts the following Findings of Fact and Conclusions of Law.

FINDINGS OF FACT

1. Julie A. Marshall, C.M.T. was issued Certificate No. 0019-004637 to practice as a massage therapist by the Virginia Board of Nursing on April 30, 2004. Said certificate expired on July 31, 2012, was renewed on January 25, 2013, and will expire on July 31, 2014.

2. Between August 1, 2012, and January 24, 2013, Ms. Marshall performed massages when she was not certified to do so.

CONCLUSIONS OF LAW

The Board finds that Finding of Fact No. 2 constitutes a violation of §§ 54.1-3007(2), (3) and (5) and 54.1-3008(A)(2) of the Code of Virginia (1950), as amended ("Code"), and 18 VAC 90-50-70(D) and 18 VAC-90-50-90(2)(b), (h) and (i) of the Regulations Governing the Certification of Massage Therapists.

CONSENT

Julie A. Marshall, C.M.T., by affixing her signature hereon, agrees to the following:

1. She has been advised to seek advice of counsel prior to signing this document;

2. She acknowledges that without her consent, no legal action can be taken against her except pursuant to the Virginia Administrative Process Act, § 2.2-4000(A) *et seq.* of the Code;

3. She acknowledges that she has the following rights, among others: the right to an informal fact finding conference before the Board, the right to reasonable notice of said hearing, the right to representation by counsel, and the right to cross-examine witnesses against her;

4. She waives all such right to an informal conference;

5. She admits to the Findings of Fact and Conclusions of Law contained herein and waives her right to contest such Findings of Fact and Conclusions of Law in any subsequent proceeding before the Board;

6. She consents to the entry of the following Order affecting her right to practice as a massage therapist in Virginia.

ORDER

WHEREFORE, on the basis of the foregoing, the Virginia Board of Nursing, effective upon entry of this Order, and in lieu of further proceedings, hereby ORDERS as follows:


1. Julie A. Marshall, C.M.T. shall pay a MONETARY PENALTY of Five-Hundred Dollars (\$500.00) to the Board within 60 days of the entry of this Order.

2. Ms. Marshall shall maintain a course of conduct in her capacity as a massage therapist commensurate with the requirements of § 54.1-3000 *et seq.* of the Code and the Board of Nursing Regulations.

3. Any violation of the terms and conditions of this Order or of any law or regulation affecting the practice of massage therapists in the Commonwealth of Virginia shall constitute grounds for the suspension or revocation of the certificate of Ms. Marshall and an administrative proceeding shall be convened to determine whether such certificate shall be suspended or revoked.

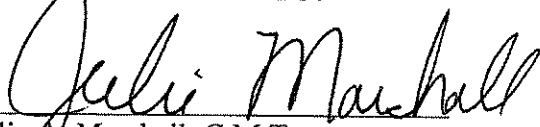
Pursuant to §§ 2.2-4023 and 54.1-2400.2 of the Code, the signed original of this Order shall remain in the custody of the Department of Health Professions as public record and shall be made available for public inspection or copying upon request.

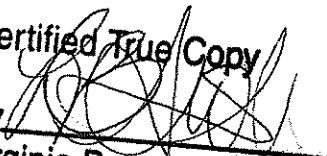
FOR THE BOARD


s/ Jay P. Douglas, R.N., M.S.M., C.S.A.C.
Executive Director, Virginia Board of Nursing

ENTERED: July 3, 2013

SEEN AND AGREED TO:


Julie A. Marshall, C.M.T.

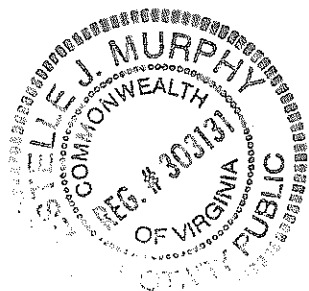
Certified True Copy
By 
Virginia Board of Nursing

COMMONWEALTH OF VIRGINIA,
COUNTY/CITY OF Northampton TO WIT:

Subscribed and sworn to before me, Eskille J. Murphy a Notary Public, this 27th day of June, 2013, by Julie A. Marshall.

My commission expires 3/31/2017.

Registration Number 303131.




NOTARY PUBLIC