

WISCONSIN DEPARTMENT OF REGULATION & LICENSING



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STATE OF WISCONSIN
BEFORE THE DEPARTMENT OF REGULATION AND LICENSING

IN THE MATTER OF RENEWAL APPLICATION :
FOR MASSAGE THERAPIST LICENSE FOR :
SUE E POMEROY : ORDER GRANTING
APPLICANT : LIMITED LICENSE
: ORDER 0000652

The parties to this action for the purposes of Wis. Stat. § 227.53 are:

Sue E. Pomeroy
14155 W Greenfield Ave
New Berlin WI 53151

Department of Regulation & Licensing
1400 East Washington Avenue
P.O. Box 8935
Madison WI 53708-8935

FINDINGS OF FACT

1. Sue E. Pomeroy (Applicant) has filed an application for a renewal to practice as a massage therapist in the State of Wisconsin.
2. Information received in the application process reflects that:
 - a. On or about May 7, 2010 Applicant was convicted of violation of Wis. Stat. § 961.42(1) [maintain drug trafficking place]; and
 - b. On August 3, 2010 Applicant was convicted of violation of Wis. Stat. § 346.63(1)(a) [operating while under influence (2nd).]

CONCLUSIONS OF LAW

1. The Wisconsin Department of Regulation and Licensing has jurisdiction over this matter pursuant to Wis. Stat. § 460.07.
2. The facts and circumstances of the convictions referenced above substantially relate to the practice of a massage therapist. Applicant by her conduct is subject to action against her license pursuant to Wis. Stat. § 460.14.

ORDER

NOW, THEREFORE, IT IS ORDERED that SUE E. POMEROY is GRANTED a MASSAGE THERAPIST LICENSE subject to the following LIMITATIONS, TERMS AND CONDITIONS:

Reporting Requirements

1. Applicant shall report to the Department any change of employment status, residence, address or telephone number within five (5) days of the date of a change. Applicant shall in addition report any arrest or conviction within 48 hours of the arrest or entry of conviction.
2. Applicant shall comply with all terms of probation and/or parole imposed upon her, and make arrangements with her probation/parole officer to notify the Department Monitor **immediately** of any violation of probation/parole terms. In addition, Applicant shall make arrangements for the submission of quarterly reports from her probation/parole office attesting to the status of her participation in probation/parole. Applicant shall provide the Board with current releases complying with state and federal laws, authorizing release and access to her probation and parole records.
3. Applicant is responsible for compliance with all of the terms and conditions of this Order, including the timely submission of reports by others. Applicant shall promptly notify Department Monitor of any suspected violations of any of the terms and conditions of this Order by Applicant.

Department Monitor

4. The Department Monitor is the individual designated by the Department as its agent to coordinate compliance with the terms of this Order. Any requests, petitions, reports and other information required by this Order shall be mailed, faxed or delivered to:

DEPARTMENT MONITOR
Department of Regulation and Licensing
Division of Enforcement
1400 East Washington Ave., P.O. Box 8935
Madison, WI 53708-8935
Fax: (608) 266-2264
Telephone: (608) 267-3817

Petitions for Modification

5. Applicant may petition the Department for modification of the terms of this Order after two years from the effective date of this order. A denial of such a petition for modification shall not be deemed a denial of license under Wis. Stats. §§ 227.01(3), or 227.42, or Wis. Admin. Code Ch. RL 1, and shall not be subject to any right to further hearing or appeal.

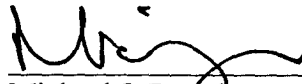
Costs

6. Applicant shall be responsible for all costs and expenses associated with compliance with the terms of this Order.

Summary Suspension / Additional Discipline

7. Violation of any of the terms of this Order may be construed as conduct imperiling public health, safety and welfare and may result in a summary suspension of Respondent's license. The Board in its discretion may in the alternative impose additional conditions and limitations or other additional discipline for a violation of any of the terms of this Order.

Dated at Madison, Wisconsin this 14th day of February, 2011



Michael J. Berndt
On behalf of the Department of
Regulation and Licensing