

WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



Wisconsin Department of Safety and Professional Services Access to the Public Records of the Reports of Decisions

This Reports of Decisions document was retrieved from the Wisconsin Department of Department of Safety and Professional Services website. These records are open to public view under Wisconsin's Open Records law, sections 19.31-19.39 Wisconsin Statutes.

Please read this agreement prior to viewing the Decision:

- The Reports of Decisions is designed to contain copies of all orders issued by credentialing authorities within the Department of Safety and Professional Services from November, 1998 to the present. In addition, many but not all orders for the time period between 1977 and November, 1998 are posted. Not all orders issued by a credentialing authority constitute a formal disciplinary action.
- Reports of Decisions contains information as it exists at a specific point in time in the Department of Safety and Professional Services data base. Because this data base changes constantly, the Department is not responsible for subsequent entries that update, correct or delete data. The Department is not responsible for notifying prior requesters of updates, modifications, corrections or deletions. All users have the responsibility to determine whether information obtained from this site is still accurate, current and complete.
- There may be discrepancies between the online copies and the original document. Original documents should be consulted as the definitive representation of the order's content. Copies of original orders may be obtained by mailing requests to the Department of Safety and Professional Services, PO Box 8935, Madison, WI 53708-8935. The Department charges copying fees. *All requests must cite the case number, the date of the order, and respondent's name as it appears on the order.*
- Reported decisions may have an appeal pending, and discipline may be stayed during the appeal. Information about the current status of a credential issued by the Department of Safety and Professional Services is shown on the Department's Web Site under "License Lookup."
The status of an appeal may be found on court access websites at:
<http://ccap.courts.state.wi.us/InternetCourtAccess> and <http://www.courts.state.wi.us/wsccl>.
- Records not open to public inspection by statute are not contained on this website.

By viewing this document, you have read the above and agree to the use of the Reports of Decisions subject to the above terms, and that you understand the limitations of this on-line database.

Correcting information on the DSPS website: An individual who believes that information on the website is inaccurate may contact the webmaster at web@drl.state.wi.gov

STATE OF WISCONSIN
MASSAGE THERAPY AND BODYWORK THERAPY AFFILIATED
CREDENTIALING BOARD

IN THE MATTER OF DISCIPLINARY
PROCEEDINGS AGAINST

ORDER OF
SUMMARY SUSPENSION OF THE
LICENSE

JOAO L. FRASIER
RESPONDENT

ORDER 0001080

Case 11 MTB 003, 11 MTB 010

TO: Joao L. Frasier
6320 Monona Drive, #104
Monona, WI 53716

On the basis of the sworn Petition for Summary Suspension and the testimony of Sherrie Johnson, investigator for the Division of Enforcement, Department of Safety and Professional Services, at the meeting of the Massage Therapy and Bodywork Therapy Affiliated Credentialing Board on August 26, 2011, the Board finds:

1. That the Notice of the Petition for Summary Suspension was served on Respondent by mailing a copy of the Notice and Petition to Joao L. Frasier at 6320 Monona Drive, #104, Monona, WI 53716, on August 23, 2011; and by electronic mail transmission on August 22, 2011, to the address on file with the Department, joao_frasier@yahoo.com.
2. Wisconsin Admin. Code § RL 94.01(10) defines unprofessional conduct by a massage therapist to include failure to provide draping and treatment that ensure safety and privacy to a client.
3. Wisconsin Admin. Code § RL 94.01(11) defines unprofessional conduct by a massage therapist to include engaging in inappropriate sexual conduct, exposure or gratification, or other sexual behavior with or in the presence of a client.
4. That there is probable cause to believe that Respondent engaged in unprofessional conduct with Client J.L. on April 15, 2011, by exposing the client's buttocks area,

pulling down the client's underwear, and stating that "if you rub a woman client's vagina area, you gain her trust".

5. That there is probable cause to believe that Respondent engaged in prohibited sexual conduct with Client B.E. on July 27, 2011, by massaging the client's chest area against her wishes, touching the client's vulva, and inserting his fingers into the client's vagina.
6. That Respondent's repeated inappropriate conduct exposes his clients to the unacceptable risk of sexual assault and imperatively requires the emergency suspension of Respondent's license to protect public health, safety and welfare.

NOW THEREFORE IT IS ORDERED pursuant to Wis. Stat. § 460.14 and Wis. Admin. Code ch. RL 6, that the license previously granted to Joao L. Frasier is SUMMARILY SUSPENDED, effectively immediately.

IT IS FURTHER ORDERED that the suspension shall continue in effect until the effective date of a final decision and order in the disciplinary proceedings against Respondent to be filed within ten days of this Order, unless otherwise ordered by the Massage Therapy and Bodywork Therapy Affiliated Credentialing Board or the Administrative Law Judge of the Department of Administration, Division of Hearings and Appeals, on behalf of the Board.

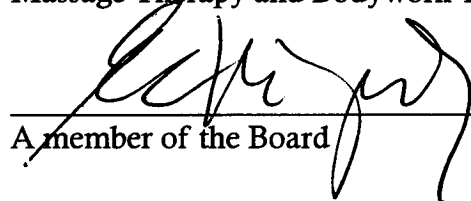
RESPONDENT IS HEREBY NOTIFIED that he has the right to demand a hearing to show cause why the summary suspension should not be continued; that hearing to be held within twenty days of receipt of Respondent's request for a hearing, unless a later time is requested or agreed to by Respondent.

A request for a hearing to show cause why the summary suspension should not continue may be delivered to:

Massage Therapy and Bodywork Therapy Affiliated Credentialing Board
Department of Safety and Professional Services
1400 E. Washington Avenue
P.O. Box 8935
Madison, WI 53708

Dated August 26, 2011.

Massage Therapy and Bodywork Therapy Affiliated Credentialing Board



A member of the Board