

WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



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STATE OF WISCONSIN
BEFORE THE MASSAGE THERAPY AND BODYWORK THERAPY AFFILIATED
CREDENTIALING BOARD

IN THE MATTER OF DISCIPLINARY	:	
PROCEEDINGS AGAINST	:	
	:	FINAL DECISION AND ORDER
BEREVON T. WYATT, L.M.T.,	:	ORDER0007403
RESPONDENT.	:	

Division of Legal Services and Compliance Case Nos. 20 MAB 003, 20 MAB 010,
21 MAB 001, and 21 MAB 007

The parties to these actions for the purpose of Wis. Stat. § 227.53 are:

Berevon T. Wyatt, L.M.T.
Milwaukee, WI 53206

Wisconsin Massage Therapy and Bodywork Therapy Affiliated Credentialing Board
P.O. Box 8366
Madison, WI 53708-8366

Division of Legal Services and Compliance
Department of Safety and Professional Services
P.O. Box 7190
Madison, WI 53707-7190

The parties in this matter agree to the terms and conditions of the attached Stipulation as the final disposition of this matter, subject to the approval of the Wisconsin Massage Therapy and Bodywork Therapy Affiliated Credentialing Board (Board). The Board has reviewed this Stipulation and considers it acceptable.

Accordingly, the Board adopts the attached Stipulation and makes the following Findings of Fact, Conclusion of Law, and Order.

FINDINGS OF FACT

1. Berevon T. Wyatt, L.M.T. (Respondent), (Year of Birth 1992) is licensed in the state of Wisconsin to practice as a massage therapist or bodywork therapist, having license number 14485-146, first issued on November 28, 2017, and current through February 28, 2023.
2. Respondent's most recent address on file with the Department of Safety and Professional Services (Department) is in Milwaukee, Wisconsin 53206.

3. On June 4, 2020, DLSC case number 20 MAB 003 was opened for investigation against Respondent. In this case, Client A alleged that Respondent massaged her pubic area under her underwear, approximately one inch from her clitoris, before she stopped him.

4. On August 26, 2020, DLSC case number 20 MAB 010 was opened for investigation against Respondent. In this case, Client B alleged that during a massage, Respondent placed his hand under the sheet and began touching and rubbing the outside and inside of her vagina.

5. On January 15, 2021, DLSC case number 21 MAB 001 was opened for investigation against Respondent. In this case, Client C alleged she was receiving a massage from Respondent when he started rubbing her breasts and nipples. Respondent then placed his fingers inside of her vagina and asked her if she ejaculated. Client C told Respondent to stop twice, but he continued. Respondent told Client C that they could not have sex but asked if Client C would perform oral sex on him. Respondent then told Client C that all he asks is that everything that happened there stayed there.

6. On April 26, 2021, DLSC case number 21 MAB 007 was opened for investigation against Respondent. In this case, Client D alleged that while massaging her gluteal region, Respondent reached under her underwear and was stroking close to her intergluteal cleft while she was in the prone position. Respondent also reached under her underwear to massage her hips while she was in the in supine position. Respondent began massaging Client D's breasts while she was in the supine position, reaching under the sheet with both hands. The sheet kept slipping and exposing Client D's nipples and Respondent would pause before pulling the sheet back up. Respondent touched nearly every part of Client D's breasts except her areolas. He massaged between her breasts, the sides of her breasts, under her breasts, and at one point, rhythmically slapped her breasts together three to four times as if to play with them. Client D stated she developed bruises on her left breast.

7. Respondent neither admits nor denies these allegations.

8. In order to avoid the uncertainty and costs of litigation, Respondent agrees to voluntarily surrender his license to practice in order to resolve this matter.

9. In resolution of this matter, Respondent consents to the entry of the following Conclusions of Law and Order.

CONCLUSION OF LAW

1. The Wisconsin Massage Therapy and Bodywork Therapy Affiliated Credentialing Board has jurisdiction to act in this matter pursuant to Wis. Stat. § 460.14, and is authorized to enter into the attached Stipulation pursuant to Wis. Stat. § 227.44(5).

ORDER

1. The attached Stipulation is accepted.

2. The VOLUNTARY SURRENDER of Respondent's license to practice massage therapy or bodywork therapy in the state of Wisconsin (license no. 14485-146), as well as his right to renew such license, are hereby accepted.

3. In the event Respondent petitions the Board for reinstatement of his license to practice massage therapy or bodywork therapy in the state of Wisconsin or applies for another credential in the state of Wisconsin under Wis. Stat. chs. 440 through 480, Respondent shall pay the costs of this matter in the amount of \$1,973.00, before any petition or application for a credential will be considered by the applicable board or Department.

4. Respondent shall not petition the Board for reinstatement for at least two (2) years from the date of this Order. If the Respondent petitions for reinstatement after two (2) years, whether to grant a license and whether to impose any limitations or restrictions on any license granted shall be in the sole discretion of the Board and such decision is not reviewable.


5. Any requests, petitions, payments of costs (made payable to Department of Safety and Professional Services), and other information required by this Order shall be submitted to:

Department Monitor
Division of Legal Services and Compliance
Department of Safety and Professional Services
P.O. Box 7190, Madison, WI 53707-7190
Telephone (608) 266-2112; Fax (608) 266-2264
DSPSMonitoring@wisconsin.gov

Respondent may also submit this information online at: <https://dpsmonitoring.wi.gov>.

6. This Order is effective on the date of its signing.

WISCONSIN MASSAGE THERAPY AND BODYWORK THERAPY AFFILIATED
CREDENTIALING BOARD

By:  _____ Date 31 August 2021
A Member of the Board

STATE OF WISCONSIN
BEFORE THE MASSAGE THERAPY AND BODYWORK THERAPY AFFILIATED
CREDENTIALING BOARD

IN THE MATTER OF DISCIPLINARY	:	
PROCEEDINGS AGAINST	:	
	:	STIPULATION
BEREVON T. WYATT, L.M.T.,	:	ORDER0007403
RESPONDENT.	:	

Division of Legal Services and Compliance Case Nos. 20 MAB 003, 20 MAB 010,
21 MAB 001, and 21 MAB 007

Berevon T. Wyatt, L.M.T., (Respondent) and the Division of Legal Services and Compliance, Department of Safety and Professional Services, stipulate as follows:

1. This Stipulation is entered into as a result of a pending investigation by the Division of Legal Services and Compliance. Respondent consents to the resolution of this investigation by Stipulation.

2. Respondent understands that by signing this Stipulation, Respondent voluntarily and knowingly waives the following rights:

- the right to a hearing on the allegations against Respondent, at which time the State has the burden of proving those allegations by a preponderance of the evidence;
- the right to confront and cross-examine the witnesses against Respondent;
- the right to call witnesses on Respondent's behalf and to compel their attendance by subpoena;
- the right to testify on Respondent's own behalf;
- the right to file objections to any proposed decision and to present briefs or oral arguments to the officials who are to render the final decision;
- the right to petition for rehearing; and
- all other applicable rights afforded to Respondent under the United States Constitution, the Wisconsin Constitution, the Wisconsin Statutes, the Wisconsin Administrative Code, and other provisions of state or federal law.

3. Respondent is aware of Respondent's right to seek legal representation and has been provided an opportunity to obtain legal counsel before signing this Stipulation. Respondent is represented by Attorney Daniel H. Sanders.

4. Respondent agrees to the adoption of the attached Final Decision and Order by the Wisconsin Massage Therapy and Bodywork Therapy Affiliated Credentialing Board (Board). The parties to the Stipulation consent to the entry of the attached Final Decision and Order without

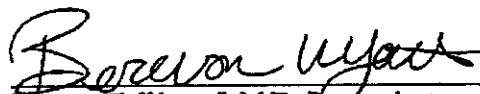
further notice, pleading, appearance or consent of the parties. Respondent waives all rights to any appeal of the Board's order, if adopted in the form as attached.

5. If the terms of this Stipulation are not acceptable to the Board, the parties shall not be bound by the contents of this Stipulation, and the matter shall then be returned to the Division of Legal Services and Compliance for further proceedings. In the event that the Stipulation is not accepted by the Board, the parties agree not to contend that the Board has been prejudiced or biased in any manner by the consideration of this attempted resolution.

6. The parties to this Stipulation agree that the attorney or other agent for the Division of Legal Services and Compliance and any member of the Board ever assigned as an advisor in this investigation may appear before the Board in open or closed session, without the presence of Respondent or Respondent's attorney, for purposes of speaking in support of this agreement and answering questions that any member of the Board may have in connection with deliberations on the Stipulation. Additionally, any such advisor may vote on whether the Board should accept this Stipulation and issue the attached Final Decision and Order.

7. Respondent is informed that should the Board adopt this Stipulation, the Board's Final Decision and Order is a public record and will be published in accordance with standard Department procedure.

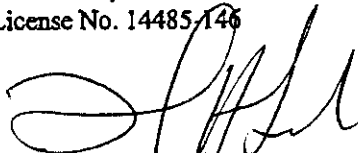
8. The Division of Legal Services and Compliance joins Respondent in recommending the Board adopt this Stipulation and issue the attached Final Decision and Order.



Berevon T. Wyatt, L.M.T., Respondent
Milwaukee, WI 53206
License No. 14485-146

8-12-21

Date



Daniel H. Sanders, Attorney for Respondent
Hart Powell S.C.
735 N. Water St., Suite 1212
Milwaukee, WI 53232

8-12-21

Date



Alicia M. Kennedy, Prosecuting Attorney
Department of Safety and Professional Services
Division of Legal Services and Compliance
P.O. Box 7190
Madison, WI 53707-7190

August 17, 2021

Date