

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

MARY F. WALTERS, L.M.T.,
RESPONDENT.

:
:
: FINAL DECISION AND ORDER
:

ORDER 0007566

Division of Legal Services and Compliance Case No. 20 MAB 004

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

Mary F. Walters, L.M.T.
Stevens Point, WI 54482

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 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. Respondent Mary F. Walters, L.M.T., (Year of Birth 1979) is licensed in the state of Wisconsin to practice massage therapy or bodywork therapy, having license number 10214-146, first issued on December 6, 2010, and current through February 28, 2021.¹ Respondent's

¹ Respondent's license was set to expire February 28, 2021, and it does not appear she has attempted to renew. However, due to Governor Evers' Emergency Order 2, all health care provider licenses will not expire until thirty days after Emergency Order 2 is no longer in effect. Therefore, Respondent's license remains "Active" despite the fact she has not completed any of the renewal requirements as of the date of this Final Decision and Order.

most recent address on file with the Wisconsin Department of Safety and Professional Services (Department) is in Stevens Point, Wisconsin 54482.

2. Between March 2017 and February 2020, Respondent provided massage therapy services at a fitness facility in Wisconsin without an active license.

3. Respondent had attempted to renew her license in 2017 and again in 2019, but her license was not renewed on either occasion because Respondent failed to attest to the completion of her required continuing education during the 2015-2017 and 2017-2019 bienniums.

4. Respondent is not currently practicing massage therapy and desires to voluntarily surrender her license to practice in order to resolve the current complaint before the Department.

5. 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 and bodywork therapy in Wisconsin (license number 10214-146), and her right to renew said license, is hereby accepted.


3. In the event Respondent petitions the Board for reinstatement of her license to practice massage therapy and bodywork therapy in the future, the Board may enter an order denying such petition without further notice or hearing. Whether to grant a license and whether to impose any limitations or restrictions on any license granted shall be in the discretion of the Board.

4. In the event Respondent petitions the Board for reinstatement of her license to practice massage therapy or bodywork therapy in the state of Wisconsin, or applies for another credential with the Department, Respondent shall pay the costs of this matter in the amount of \$1,259.00 before any application is considered.

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

WISCONSIN MASSAGE THERAPY AND BODYWORK THERAPY AFFILIATED
CREDENTIALING BOARD

By:


A Member of the Board

31 August 2021

Date

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

IN THE MATTER OF DISCIPLINARY
PROCEEDINGS AGAINST

MARY F. WALTERS, L.M.T.,
RESPONDENT.

:
:
:
:
:

STIPULATION

ORDER 0007566

Division of Legal Services and Compliance Case No. 20 MAB 004

Respondent Mary F. Walters, L.M.T., 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.


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, 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.


Mary F. Walters, L.M.T., Respondent
Stevens Point, WI 54482
License No. 10214-146

6-29-21
Date


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

06/29/2021
Date