

WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



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<http://ccap.courts.state.wi.us/InternetCourtAccess> and <http://www.courts.state.wi.us/wscga>

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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
SHUXUAN WANG, L.M.T.,	:	
RESPONDENT.	:	

ORDER 0008880

Division of Legal Services and Compliance Case No. 23 MAB 007

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

Shuxuan Wang, L.M.T.
Sun Prairie, WI 53590

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 Massage Therapy and Bodywork Therapy Affiliated Credentialing Board (Board). The Board has reviewed this Stipulation and considers it acceptable.

Accordingly, the Board in this matter adopts the attached Stipulation and makes the following Findings of Fact, Conclusions of Law, and Order.

FINDINGS OF FACT

1. Shuxuan Wang, L.M.T. (Respondent), (Year of Birth 1988) is licensed in the state of Wisconsin to practice massage therapy and bodywork therapy, having license number 15186-146, first issued on January 15, 2020, and current through February 28, 2025. Respondent's most recent address on file with the Wisconsin Department of Safety and Professional Services (Department) is in Sun Prairie, Wisconsin 53590.

2. At all times relevant to this proceeding, Respondent was the sole owner and operator of a massage therapy business located in Middleton, Wisconsin (Business).

3. The Department received a complaint alleging that the unlicensed practice of massage therapy was occurring at the Business. The Department opened Division of Legal Services and Compliance (Division) Case No. 23 UNL 003 to investigate.

4. On March 7, 2023, Division investigators conducted an unannounced site inspection at the Business. Respondent was present and confirmed that she owned and operated the Business and worked as a massage therapist at the Business. Respondent's license was not on display at the Business. Additionally, Respondent admitted that she did not document or maintain client records including client consent forms.

5. On March 24, 2023, Respondent confirmed that she purchased the Business in November 2021 and it opened in January 2022. Respondent admitted that "Coco and Amy" formerly worked at her Business, providing massages for clients. Respondent could not remember their real (legal) names, could not provide the Division with contact information for either individual, and could not provide their massage therapy and/or bodywork therapy license numbers.

6. As a result of Respondent's admissions, the case at hand was opened.

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

CONCLUSIONS OF LAW

1. The 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).

2. By the conduct described in the Findings of Fact, Respondent committed unprofessional conduct by failing to maintain accurate and timely records necessary for the continuity of a client's massage therapy or bodywork therapy treatment within the meaning of Wis. Admin. Code § MTBT 5.02(8).

3. By the conduct described in the Findings of Fact, Respondent committed unprofessional conduct by failing to document informed consent within the meaning of Wis. Admin. Code § MTBT 5.02(9).

4. By the conduct described in the Findings of Fact, Respondent committed unprofessional conduct by permitting or assisting any person to perform acts constituting massage therapy or bodywork therapy without sufficient qualifications, necessary credentials, adequate informed consent, or adequate supervision within the meaning of Wis. Admin. Code § MTBT 5.02(22).

5. By the conduct described in the Findings of Fact, Respondent committed unprofessional conduct by failing to display her license in her place of business or practice as required under Wis. Stat. § 460.07 (1) within the meaning of Wis. Admin. Code § MTBT 5.02(28).

6. As a result of the above conduct, Respondent is subject to discipline pursuant to Wis. Stat. § 460.14(2)(g) and (j), and Wis. Admin. Code ch. MTBT 5.

ORDER

1. The attached Stipulation is accepted.
2. Respondent's license to practice massage therapy or bodywork therapy in the state of Wisconsin (license number 15186-146), is **SUSPENDED** for a period of two (2) weeks. The suspension is stayed.
3. Respondent's license to practice massage therapy or bodywork therapy in the state of Wisconsin (license number 15186-146), is **LIMITED** as follows:
 - a. Within ninety (90) days of the date of this Order, Respondent shall at her own expense, successfully complete six (6) hours of education on the topic of recordkeeping, six (6) hours of education on the topic of ethics, and two (2) hours of education on the topic of informed consent. Each course attended in satisfaction of this Order must be pre-approved by the Board or its designee. Respondent shall be responsible for locating course(s) and for obtaining the required approval of the course(s) from the Board or its designee. Respondent must take and pass any exam offered for the course(s).
 - b. Respondent shall submit proof of successful completion of the education in the form of verification from the institution providing the education to the Department Monitor at the address stated below. None of the education completed pursuant to this requirement may be used to satisfy any continuing education requirements that have been or may be instituted by the Board or Department, and also may not be used in future attempts to upgrade a credential in Wisconsin.
 - c. The Board or its designee may change the number of credit hours and/or education topics in response to a request from Respondent. The Board or its designee may consider the topic availability and/or hours of education when determining if a change to the ordered education should occur.
 - d. This limitation shall be removed from Respondent's license after satisfying the Board or its designee that Respondent has successfully completed all the ordered education.
4. Within ninety (90) days from the date of this Order, Respondent shall pay **COSTS** of this matter in the amount of \$263.00. If costs are not paid within ninety (90) days from the date of this Order, interest shall accrue at the statutory rate of 12% per annum, pursuant to Wis. Stat. § 440.22(2).
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. In the event Respondent violates any term of this Order, Respondent's license (number 15186-146), or Respondent's right to renew her license, may, in the discretion of the Board or its designee, be SUSPENDED, without further notice or hearing, until Respondent has complied with the terms of the Order. The Board may, in addition and/or in the alternative refer any violation of this Order to the Division of Legal Services and Compliance for further investigation and action.

7. 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

11/28/2023

Date

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

IN THE MATTER OF DISCIPLINARY
PROCEEDINGS AGAINST

SHUXUAN WANG, L.M.T.,
RESPONDENT.

:
:
:
:
:

STIPULATION

ORDER 0008880

Division of Legal Services and Compliance Case No. 23 MAB 007

Shuxuan Wang, 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.

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.

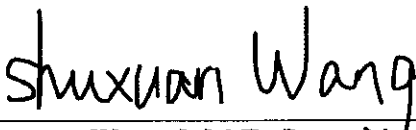
5. If the terms of this Stipulation are not acceptable to the Board, the parties shall not be bound by the contents of this Stipulation, and the matter shall then be returned to the Division of Legal Services and Compliance for further proceedings. In the event that the Stipulation is not accepted by 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.

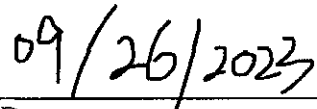
7. Respondent is informed that should the Board adopt this Stipulation, the Board's Final Decision and Order is a public record and will be published in accordance with standard Department procedure.

8. Respondent is further informed that should the Board adopt this Stipulation, the Board's Final Decision and Order will be reported as required by the National Practitioner Databank (NPDB) Guidebook and as otherwise required by any licensure compact or any other state or federal law.

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



Shuxuan Wang, L.M.T., Respondent
Sun Prairie, WI 53590
License No. 15186-146



Date



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

10/4/23

Date