

Final Order No. DOH-11-2324-~~POF~~-MQA  
FILED DATE 9-13-11  
Department of Health  
By: Angel Sanders  
Deputy Agency Clerk

**FILED**  
STATE OF FLORIDA  
BOARD OF MASSAGE THERAPY  
11 SEP 14 PM 1:52

DEPARTMENT OF HEALTH,

Petitioner,

DIVISION OF  
ADMINISTRATIVE  
HEARINGS

vs.

DOH CASE NO.: 2007-28753  
DOAH CASE NO.: 11-0937PL  
LICENSE NO.: MA 49928

ANGEL LUIS DEJESUS,

Respondent.

FINAL ORDER

THIS CAUSE came before the BOARD OF MASSAGE THERAPY (Board) pursuant to Sections 120.569 and 120.57(1), Florida Statutes, on September 12, 2011, by telephone conference call for the purpose of considering the Administrative Law Judge's Recommended Order (a copy of which is attached hereto as Exhibit A) in the above-styled cause. Petitioner was represented by S. J. DiConcilio, Assistant General Counsel. Respondent was not present.

Upon review of the Recommended Order, the argument of the parties, and after a review of the complete record in this case, the Board makes the following findings and conclusions.

FINDINGS OF FACT

1. The findings of fact set forth in the Recommended Order are approved and adopted and incorporated herein by reference.
2. There is competent substantial evidence to support the findings of fact.

CONCLUSIONS OF LAW

1. The Board has jurisdiction of this matter pursuant to Section 120.57(1), Florida Statutes, and Chapters 456 and 480, Florida Statutes.

2. The conclusions of law set forth in the Recommended Order are approved and adopted and incorporated herein by reference.

PENALTY

Upon a complete review of the record in this case, the Board determines that the penalty recommended by the Administrative Law Judge be ACCEPTED. WHEREFORE, IT IS HEREBY ORDERED AND ADJUDGED that the license to practice massage therapy of ANGEL LUIS DEJESUS is hereby **REVOKED**.

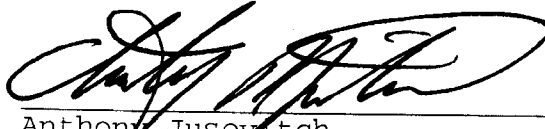
RULING ON MOTION TO ASSESS COSTS

The Board reviewed the Petitioner's Revised Motion to Assess Costs and imposes the costs associated with this case in the amount of \$10,231-67. Said costs are to be paid within 24 months from the date Respondent is released from prison. Payment shall be made to the Board of Massage Therapy and mailed to, Board of Massage Therapy and mailed to, DOH-Compliance Management Unit, 4052 Bald Cypress Way, Tallahassee, Florida 32399-3276, Attention: Massage Therapy Compliance Officer. **Payment must be made by cashier's check or money order ONLY.** Personal checks will **NOT** be accepted.

This Final Order shall take effect upon being filed with the Clerk of the Department of Health.

DONE AND ORDERED this 13 day of September, 2011.

BOARD OF MASSAGE THERAPY



Anthony Jusevitch  
Executive Director  
for Karen Goff Ford, Chair

NOTICE OF RIGHT TO JUDICIAL REVIEW

A PARTY WHO IS ADVERSELY AFFECTED BY THIS FINAL ORDER IS ENTITLED TO JUDICIAL REVIEW PURSUANT TO SECTION 120.68, FLORIDA STATUTES. REVIEW PROCEEDINGS ARE GOVERNED BY THE FLORIDA RULES OF APPELLATE PROCEDURE. SUCH PROCEEDINGS ARE COMMENCED BY FILING ONE COPY OF A NOTICE OF APPEAL WITH THE AGENCY CLERK OF THE DEPARTMENT OF HEALTH AND A SECOND COPY, ACCOMPANIED BY FILING FEES PRESCRIBED BY LAW, WITH THE DISTRICT COURT OF APPEAL, FIRST DISTRICT, OR WITH THE DISTRICT COURT OF APPEAL IN THE APPELLATE DISTRICT WHERE THE PARTY RESIDES. THE NOTICE OF APPEAL MUST BE FILED WITHIN THIRTY (30) DAYS OF RENDITION OF THE ORDER TO BE REVIEWED.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing Final Order has been provided by U.S. Mail to ANGEL LUIS DEJESUS, Franklin Correctional Institution, 1760 Highway 67 North, Carrabelle FL 32322; to Lisa Shearer Nelson, Administrative Law Judge, Division of Administrative Hearings, The DeSoto Building, 1230 Apalachee Parkway, Tallahassee, Florida 32399-3060; and by interoffice delivery to S. J. DiConcilio, Department of Health, 4052 Bald Cypress Way, Bin #C-65,

Tallahassee, Florida 32399-3265 this 13<sup>th</sup> day of  
September, 2011.

Angel Sanders

**Deputy Agency Clerk**

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	or PO B	Receipt		
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