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**BEFORE THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSING  
OF THE DEPARTMENT OF COMMERCE  
OF THE STATE OF UTAH**

IN THE MATTER OF  
THE INVESTIGATION OF  
ASIA TERI LAINE DECOY

**NON-DISCIPLINARY  
CEASE AND DESIST STIPULATION  
AND ORDER**

Case No DOPL 2010 - 336

**NON-DISCIPLINARY CEASE AND DESIST STIPULATION**

Asia Teri Laine DeCoy ("Respondent") and the Division of Occupational and Professional Licensing of the Department of Commerce of the State of Utah (the "Division") stipulate and agree as follows

1 Respondent is represented in the above-entitled matter by attorney Kelly Ann Booth and signs this Non-Disciplinary Cease and Desist Stipulation and Order (the "Stipulation and Order") with the advice of counsel

2 Respondent admits the jurisdiction of the Division over Respondent and over the subject matter of this action

3 Respondent acknowledges that Respondent enters into this Stipulation knowingly and voluntarily

4 A Petition has been filed in the above-entitled matter alleging in 2009 and 2010 Respondent engaged in the following acts, practices, and omissions

- a Respondent practiced or engaged in, represented herself to be practicing or engaging in, and/or attempted to practice or engage in the profession of Massage Therapist in Salt Lake County, Utah without holding a current license as a Massage Therapist in the State of Utah, and
- b Respondent practiced or engaged in, advertised or represented herself to be practicing in, and/or attempted to practice or engage in massage therapy in Salt Lake County, Utah without holding a current license as a Massage Therapist or as a Massage Apprentice in the State of Utah

5 Respondent acknowledges that the allegations set forth in the Petition, if admitted or if entered as Findings of Fact and Conclusions of Law, would constitute "Unlawful Conduct" as defined in Utah Code Ann § 58-1-501(1)(a)(i) and Utah Code Ann § 58-47b-501(1) and (2) and grounds to issue a cease and desist order in accordance with Utah Code Ann § 58-1-401(4)(b) and (c)

6 Respondent, without admitting or denying the allegations set forth in the Petition, agrees the Division may issue a Non-Disciplinary Cease and Desist Order requiring Respondent to cease and desist from the following

- a Respondent shall cease and desist from practicing or engaging in, representing herself to be practicing or engaging in, and attempting to practice or engage in the profession of Massage Therapist in the State of Utah unless Respondent is properly licensed to do so in the State of Utah, and
- b Respondent shall cease and desist from practicing or engaging in, advertising or representing herself to be practicing in, and attempting to practice or engage in massage therapy in the State of Utah unless Respondent is properly licensed to do so in the State of Utah

7 This Non-Disciplinary Cease and Desist Order shall not constitute a finding of unprofessional or unlawful conduct. The Order shall not constitute disciplinary action against Respondent, grounds for disciplinary action against Respondent's current licensure in the State of Utah as a Master Esthetician, or grounds for denial of any future application she may submit to the Division for licensure as a Massage Therapist.

8 This Non-Disciplinary Cease and Desist Stipulation and Order resolves the non-criminal administrative claims against Respondent alleged in the Petition filed in the above-entitled matter and does not preclude or otherwise restrict any criminal charges that may be filed by the State or any municipality or political subdivision of the State against Respondent for acts of unlicensed practice of massage therapy or unlicensed practice as a Massage Therapist.

9 Respondent agrees to obey the Non-Disciplinary Cease and Desist Order and to cease and desist from the conduct described in Paragraph 6 above.

10 The Stipulation and Order, upon approval by the Director of the Division, shall be the final compromise and settlement of this non-criminal administrative matter. Respondent acknowledges that the Director is not required to accept the terms of this Stipulation and Order and that if the Director does not do so, this Stipulation and the representations contained therein shall be null and void, except that the Division and the Respondent waive any claim of bias or prejudice they might otherwise have with regard to the Director by virtue of his having reviewed this Stipulation, and this waiver shall survive such nullification.

11 Respondent understands that, prior to the entry of a final Order resolving the above-entitled matter, she is entitled to a hearing on the Petition before the Division Presiding Officer, at which time Respondent may present evidence on Respondent's own behalf, call witnesses, and confront adverse witnesses Respondent understands that by signing this document Respondent hereby waives the right to a hearing and any other rights to which Respondent may be entitled in connection with said hearing Respondent understands that by signing this document Respondent waives the right to all administrative and judicial review as set forth in UTAH CODE ANN §§ 63G-4-301 through 63G-4-405 and UTAH ADMIN CODE R151-46b-12 through R151-46b-15 Respondent and the Division hereby express their intent that this matter be resolved expeditiously through stipulation as contemplated in UTAH CODE ANN § 63G-4-102(4)

12 This document constitutes the entire agreement between the parties and supersedes and cancels any and all prior negotiations, representations, understandings, or agreements between the parties regarding the subject of this Stipulation and Order There are no verbal agreements that modify, interpret, construe, or affect this Stipulation and Order

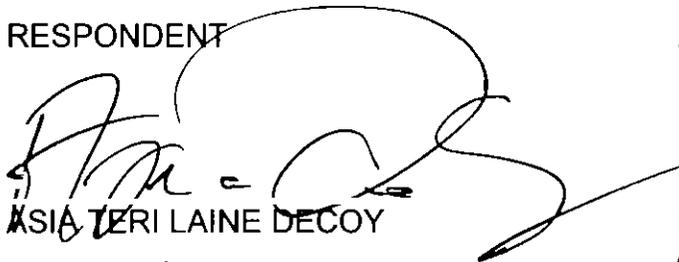
13 The terms and conditions of this Stipulation and Order become effective immediately upon the approval of the Stipulation and signing of the Order by the Division Director Respondent must comply with all the terms and conditions of this Stipulation immediately following the Division Director's signing of the Order page of this Stipulation and Order

14 Respondent understands that failure to comply with this Order may subject Respondent to a civil penalty of up to \$2,000 (two-thousand dollars) for each day the order is violated pursuant to UTAH CODE ANN § 58-1-503(1) If Respondent violates any term or condition of this Non-Disciplinary Cease and Desist Stipulation and Order, the Division may take action against Respondent, including imposing appropriate sanctions, in the manner provided by law

15 Respondent acknowledges that this Non-Disciplinary Cease and Desist Stipulation and Order, if adopted by the Director of the Division, will be classified as a public document and may be released to other persons and entities

16 Respondent has read each and every paragraph contained in this Stipulation and Order Respondent understands each and every paragraph contained in this Stipulation and Order Respondent has no questions about any paragraph or provision contained in this Stipulation and Order

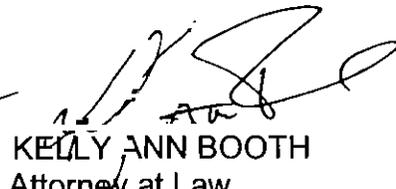
RESPONDENT



ASIA TERI LAINE DECOY

Date 4/14/2011

ATTORNEY FOR RESPONDENT



KELLY ANN BOOTH  
Attorney at Law

Date 4/14/2011

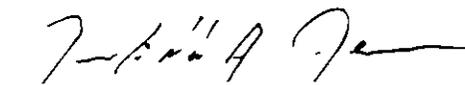
DIVISION OF OCCUPATIONAL  
AND PROFESSIONAL LICENSING



SALLY A STEWART  
Bureau Manager

Date 04-18-2011

MARK L SHURTLEFF  
UTAH ATTORNEY GENERAL



JUDITH A JENSEN  
Counsel for the Division

Date April 18, 2011

**NON-DISCIPLINARY CEASE AND DESIST ORDER**

THE ABOVE STIPULATION in the matter of the investigation of **Asia Teri Laine DeCoy** is hereby approved by the Division of Occupational and Professional Licensing and constitutes my Findings of Fact and Conclusions of Law in this matter. The terms and conditions of the Stipulation are hereby incorporated into this Cease and Desist Order and constitute my final Order in this case.

DATED this 18<sup>TH</sup> day of April, 2011

DIVISION OF OCCUPATIONAL AND  
PROFESSIONAL LICENSING

*W. Paul Welker, Acting Director*  
for **MARK B STEINAGEL**  
Director