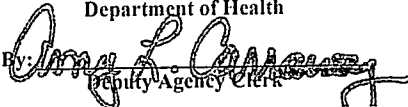


By: 
Deputy Agency Clerk

**STATE OF FLORIDA
BOARD OF MASSAGE THERAPY**

DEPARTMENT OF HEALTH,

Petitioner,

vs.

Case No.: 2021-05639

License No.: MA 82185

JHONNIE RAMIREZ,

Respondent.

FINAL ORDER

THIS CAUSE came before the BOARD OF MASSAGE THERAPY (Board) pursuant to Sections 120.569 and 120.57(4), Florida Statutes, at a duly-noticed meeting on October 28-29, 2021, in St. Augustine, Florida, for the purpose of considering a voluntary relinquishment (attached hereto as Exhibit A). Upon consideration of the voluntary relinquishment, the documents submitted in support thereof, and being otherwise fully advised in the premises, it is hereby:

ORDERED AND ADJUDGED that the voluntary relinquishment is accepted as a resolution of this case.

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

DONE AND ORDERED this 19 day of November, 2021.

BOARD OF MASSAGE THERAPY



Kama Monroe
Executive Director *for*
CHRISTOPHER BROOKS, LMT
Chair

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: **JHONNIE RAMIREZ**, 5801 Idle Forest Place, Tampa, FL 33614; and by e-mail to: **Andrew Pietrylo**, Chief Legal Counsel, Department of Health, Andrew.pietrylo@flhealth.gov; and **Diane L. Guillemette**, Assistant Attorney General, at Diane.Guillemette@myfloridalegal.com, this 29 day of November, 2021.



Amy R. Conway
Deputy Agency Clerk

FILED
 DEPARTMENT OF HEALTH
 DEPUTY CLERK
 CLERK: *Amanda Morales*
 DATE: AUG 10 2021

STATE OF FLORIDA
 BOARD OF MASSAGE THERAPY

DEPARTMENT OF HEALTH,

PETITIONER,

v.

DOH Case No. 2021-05639

JHONNIE RAMIREZ, L.M.T.,

RESPONDENT.

VOLUNTARY RELINQUISHMENT OF LICENSE

Respondent, **JHONNIE RAMIREZ, L.M.T.**, license number **MA 82185**, hereby voluntarily relinquishes Respondent's license to practice as a licensed massage therapist in the State of Florida and states as follows:

1. Respondent's purpose in executing this Voluntary Relinquishment is to avoid further administrative action with respect to this cause. Respondent understands that acceptance by the Board of Massage Therapy (hereinafter the Board) of this Voluntary Relinquishment shall be construed as disciplinary action against Respondent's license pursuant to section 456.072(1)(f), Florida Statutes. As with any disciplinary action, this relinquishment will be reported to the National

Practitioner Data Bank as disciplinary action. Licensing authorities in other states may impose discipline in their jurisdiction based on discipline taken in Florida.

2. Respondent agrees to never reapply for licensure as a licensed massage therapist in the State of Florida.

3. Respondent agrees to voluntarily cease practicing as a licensed massage therapist immediately upon executing this Voluntary Relinquishment. Respondent further agrees to refrain from practicing as a licensed massage therapist until such time as this Voluntary Relinquishment is presented to the Board and the Board issues a written final order in this matter.

4. In order to expedite consideration and resolution of this action by the Board in a public meeting, Respondent, being fully advised of the consequences of so doing, hereby waives the statutory privilege of confidentiality of section 456.073(10), Florida Statutes, regarding the complaint, the investigative report of the Department of Health, and all other information obtained pursuant to the Department's investigation in the above-styled action. By signing this waiver, Respondent understands that the record and complaint become public record and remain public record and that information is immediately accessible by the public.

Respondent understands that this waiver of confidentiality is a permanent, non-revocable waiver.

5. In order to expedite consideration and resolution of this action by the Board in a public meeting, Respondent, being fully advised of the consequences of so doing hereby waives a determination of probable cause, by the Probable Cause Panel, or the Department when appropriate, pursuant to section 456.073(4), Florida Statutes.

6. Upon the Board's acceptance of this Voluntary Relinquishment, Respondent agrees to waive all rights to seek judicial review of, or to otherwise challenge or contest the validity of, this Voluntary Relinquishment and of the Final Order of the Board incorporating this Voluntary Relinquishment.

7. Petitioner and Respondent hereby agree that upon the Board's acceptance of this Voluntary Relinquishment, each party shall bear its own attorney's fees and costs related to the prosecution or defense of this matter.

8. Respondent authorizes the Board to review and examine all investigative file materials concerning Respondent in connection with the Board's consideration of this Voluntary Relinquishment. Respondent agrees that consideration of this Voluntary Relinquishment and other related materials by the

Board shall not prejudice or preclude the Board, or any of its members, from further participation, consideration, or resolution of these proceedings if the terms of this Voluntary Relinquishment are not accepted by the Board.

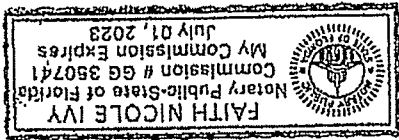
DATED this 9th day of August, 2021.

Jhonnie Rameriz, L.M.T.
Case Nos. 2021-05639

STATE OF Florida
COUNTY OF Hillsborough

Sworn to (or affirmed) and subscribed before me by means of physical presence or online notarization, this 9 day of August, 2021, by Jhonnie Ramirez, LMT.

Signature of Notary Public
Print, Type or Stamp Commissioned name of Notary Public
My Commission Expires:



Personally Known _____ OR Produced Identification

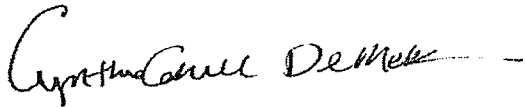

Type of Identification Produced FL DL. 12562-420-84-385-0



STATE OF FLORIDA

DEPARTMENT OF HEALTH

INVESTIGATIVE REPORT

Office: Tampa-Area VI	Date of Complaint: 02/24/2021	Case Number: 202105639
Subject: JHONNIE RAMIREZ, LMT 5801 Idle Forest Place Tampa, Florida 33614 (813) 770-8342 (cell)	Source: DEPARTMENT OF HEALTH/ CONSUMER SERVICES UNIT	
Profession: Massage Therapist	License Number and Status: MA82185 clear/active	
Related Case(s): [REDACTED]	Period of Investigation and Type of Report: 02/25/2021 through 05/24/2021-FINAL	
Alleged Violation: F.S. 456.063, 456.072(1)(k)(v)(dd), 480.064(1)(i)(p), 480.0485 and 64B7-26.101 F.A.C.		
<p>Synopsis: This investigation is predicated upon the receipt of the Case Summary (Exhibit # 1) based on the internal complaint received from DEPARTMENT OF HEALTH/ CONSUMER SERVICES UNIT alleging that on 02/11/2021 RAMIREZ was arrested on an active warrant out of Hillsborough County, Florida for Felony Sexual Battery on a Person Eighteen (18) or older. The Criminal Arrest Affidavit, completed by Tampa Police Detective AMANDA BARANOWSKI, indicates that on 11/20/2020 E.A., eighteen-year-old female presented to Massage Envy, Tampa, Florida and had a massage that was performed by RAMIREZ. During this massage, the E.A. was in and out of consciousness due to being extremely relaxed. E.A. felt RAMIREZ pull her left leg to the side and RAMIREZ began to massage her calf and moved up to her upper leg and inner thigh. E.A. felt RAMIREZ tugging at her underwear and then felt RAMIREZ insert two of his fingers inside her vagina. E.A. immediately sat up and RAMIREZ immediately began to apologize and asked her not to tell anyone. RAMIREZ was asked multiple times to exit the massage room by E.A. When RAMIREZ exited the room, E.A. called a friend to come pick her up and contacted the front desk and informed them of the alleged incident. The Criminal Arrest Affidavit indicates that during a non-custodial interview with RAMIREZ he demonstrated how "he touched E.A.'s vagina with his index and middle finger a circular motion." RAMIREZ admitted his actions were unprofessional and he "got lost in the moment, as he was brought into the energy and feeling sexual." RAMIREZ was terminated from his position at Massage Envy, Tampa, Florida. The criminal case is currently pending in Hillsborough County, Florida.</p>		
<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Subject Notification Completed? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Subject Responded? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Patient Notification Completed? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Above referenced licensure checked in database/LEIDS? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Board certified? Name of Board: Date: Specialty:		
Law Enforcement <input type="checkbox"/> Notified Date: <input checked="" type="checkbox"/> Involved Agency: Tampa Police Department		
<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Subject represented by an attorney? Attorney information:		
Investigator/Date: 05/24/2021  Cynthia DeMetrovich TI-127 Medical Quality Assurance Investigator	Approved By/Date: 05/24/2021  Victor Troupe TI-123 Investigation Supervisor	
Distribution: HQ/ISU		Page 1