

IN THE MATTER OF

*** BEFORE THE MARYLAND**

YURIY GORODISKIY, RMP

*** STATE BOARD OF**

Respondent

*** MASSAGE THERAPY EXAMINERS**

Registration Number: R00238

*** Case Number: 21-06M**

*** * * * ***

**ORDER FOR SUMMARY SUSPENSION
OF REGISTRATION TO PRACTICE MASSAGE THERAPY**

The Maryland State Board of Massage Therapy Examiners (the “Board”) hereby **SUMMARILY SUSPENDS** the registration of **YURIY GORODISKIY, RMP** (Registered Massage Practitioner) (the “Respondent”), Registration Number R00238, to practice massage therapy in the State of Maryland. The Board takes such action pursuant to its authority under Md. Code Ann., State Gov’t § 10-226(c) (2014 Repl. Vol. and 2020 Supp.), concluding that the public health, safety or welfare imperatively requires emergency action.

INVESTIGATIVE FINDINGS

The Board has reason to believe that the following facts are true:¹

I. BACKGROUND

1. At all times relevant hereto, the Respondent was registered to practice massage therapy in the State of Maryland. The Respondent was initially registered as an

¹ The statements regarding the Respondent’s conduct are intended to provide the Respondent with notice of the basis of the summary suspension. They are not intended as, and do not necessarily represent a complete description of the evidence, either documentary or testimonial, to be offered against the Respondent in connection with this matter.

RMP in Maryland on December 17, 2004, under Registration Number R00238. The Respondent's RMP registration is active through October 31, 2022.

2. At all times relevant, the Respondent worked as a massage therapy practitioner at a practice he owned and operated in Maryland (the "Practice").

3. On or about March 9, 2021, the Board received a complaint from a client of the Respondent ("Client"),² who alleged that on March 1, 2021, the Respondent inappropriately touched her in a sexual manner during a scheduled massage.

4. Based on the information provided in the complaint, the Board initiated an investigation.

II. BOARD INVESTIGATION

5. As part of its investigation, the Board subpoenaed client records from the Practice, obtained copies of conversations between the Respondent and the Client via Instagram, and interviewed the Client and the Respondent.

6. On March 30, 2021, the Board issued a Subpoena Duces Tecum to the Practice commanding the Practice to provide the Board with client records from February 14, 2021 to March 17, 2021. The Practice provided client records to the Board, however, none of the records related to the Client.

² For confidentiality reasons, the names of all massage facilities, clients or other individuals referenced in this document will not be identified by name. The Respondent may obtain the identity of any facility, client or individual referenced herein by contacting the assigned administrative prosecutor.

7. On April 1, 2021, the Board's investigator interviewed the Client under oath, at which time, the Client reported the following:

- a. On March 1, 2021, she notified the Respondent via Instagram that she was running late to her massage appointment.
- b. She arrived at the Practice at 11:07 a.m.
- c. When she arrived, the Respondent ushered her to the back room. Once there, she removed all clothing except for her underwear, then laid with her back on the massage table and covered herself with a sheet.
- d. The Respondent started the massage with her shoulders and then moved down to her legs. When the Respondent moved to the Client's right leg, the Respondent started massaging the bottom of her leg and moved his way up her leg. When the Respondent worked his way up her leg, he pushed her underwear aside exposing her genitals. Then, the Respondent placed his fingers in the Client's vagina. The Client then sat up and told the Respondent, "no."
- e. When the Client said "no," the Respondent backed up and the Client pulled her underwear back over her private area.
- f. She left the Practice at approximately 12:21 p.m.
- g. After she left the Practice, the Respondent immediately messaged her at 12:36 p.m. on Instagram.
- h. The Client did not respond to the Respondent until the following day.

8. The Respondent and the Client corresponded through Instagram. A review of these correspondences provided by the Client revealed the following:

Jan 4, 12:24 PM

Respondent: It's always nice to see you

Respondent: Please let me know if I'm pushing the boundaries too much

Client: You're amazing! I feel fantastic

Client: That, I think, was one of the best massages I've ever gotten from you lol

Respondent: Thank you baby

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[March 1, 2021] 10:53 AM

Client: Running behind but on my way

[March 1, 2021] 12:36 PM

Respondent: Sorry love I think of radio wrong I hope we still good

[March 2, 2021] 1:22 PM

Client: Hey so I think we should talk about what happened yesterday

Respondent: Yes

Respondent: Would you like to meet?

Respondent: I can come by if you have time

Client: I don't feel comfortable meeting with you. You exposed my vagina through "massage" and put your fingers in and on my vagina. After you already being aware from my appointment in January, that you felt the need to ask me if you were pushing the boundaries. Why would you do that?

Respondent: That, I think, was one of the best massages I've ever gotten from you lol

Respondent: That's what you told me

Respondent: I am really sorry feel so f[***ing] bad I didn't mean to upset you in any way

Client: Yeah, that didn't mean it was an invite to attempt to finger me, I was wearing panties and a pad!

Respondent: What can I do to make this right I really do like you and I wanna [sic] be your friend

9. On April 20, 2021, the Board’s investigator interviewed the Respondent under oath, at which time, the Respondent stated the following:

- a. He communicated with the Client through Instagram messenger.
- b. He calls the Client “Love or babe.”
- c. He admitted that he sent the Client a picture of himself wearing a Playboy costume from his 45th birthday party which was Playboy themed.
- d. He does not have any client records for the Client because she is not a paying customer.
- e. He has provided massages to the Client in exchange for the Client advertising the Respondent’s services on social media.
- f. The Client has paid for massages twice – once when she scheduled a massage with someone else in the Practice and once when the Client and her boyfriend came in for massages together.
- g. When asked what the Respondent’s message on March 1, 2021, stating “Sorry love I think of radio wrong I hope we still good” meant, the Respondent stated, “Oh, read you wrong, that’s what I guess.” The Respondent further clarified by stating that it meant he read the Client wrong during the massage and “I thought, kind of like, we’re – we’re communicating a little bit, like, more – like, more friendly, friends, that’s what it was.”
- h. The Respondent explained that he felt that responding to the Client by stating “That, I think, was one of the best massages I’ve ever gotten from you lol . . . That’s what you told me” when the Client asked the Respondent why he acted in the manner he had on March 1, 2021, was an appropriate response because “I felt more like a – you know, more of a friendly fight with her. Like, friends’ fight with her.”

CONCLUSIONS OF LAW

Based upon the foregoing Investigative Findings, the Board concludes as a matter of law that the public health, safety, or welfare imperatively requires emergency action pursuant to State Gov’t § 10-226(c)(2).

ORDER

It is this 9TH day of JUNE, 2021, by a majority of the Board considering this case:

ORDERED that pursuant to the authority vested in the Board by Md. Code Ann., State Gov't. § 10-226(c)(2), the Respondent's registration to practice massage therapy in the State of Maryland is hereby **SUMMARILY SUSPENDED**; and it is further

ORDERED that the Respondent must request a post-deprivation show cause hearing in writing **WITHIN THIRTY (30) DAYS** of service of this Order. The written request should be made to: Sharon J. Oliver, Executive Director, Maryland State Board of Massage Therapy Examiners, 4201 Patterson Avenue, Baltimore, Maryland 21215, with copies mailed to: Kelly Cooper, Assistant Attorney General, Health Occupations Prosecution and Litigation Division, Office of the Attorney General, 300 West Preston Street, Suite 201, Baltimore, Maryland 21201, and Grant Gerber, Assistant Attorney General, Office of the Attorney General, 300 West Preston Street, Suite 302, Baltimore, Maryland 21201, and it is further

ORDERED that if the Respondent fails to request a post-deprivation show cause hearing in writing, the Respondent's registration will remain suspended; and it is further

ORDERED that on presentation of this Order, the Respondent **SHALL SURRENDER** to the Board his original massage therapist registration number R00238, any wallet card and wall certificate; and it is further

ORDERED that this is an Order of the Board, and as such, is a **PUBLIC DOCUMENT** pursuant to Md. Code Ann., Gen. Prov. §§ 4-101 *et seq.* (2019).

6/9/2021

Date

Sharon Oliver

Sharon J. Oliver, MBA
Executive Director
Maryland State Board of
Massage Therapy Examiners