

**BEFORE THE BOARD OF MASSAGE THERAPY EXAMINERS
STATE OF IOWA**

IN THE MATTER OF:)	CASE NO. 00-009
)	
ROBERT L. BAEHLER, II,)	
)	
License No. 00301)	STATEMENT OF CHARGES
)	
RESPONDENT)	

TO THE ABOVE-NAMED RESPONDENT:

1. Pursuant to Iowa Code chapters 17A, 152C, and 272C (2001), the Iowa Board of Massage Therapy Examiners (“Board”) has jurisdiction of this matter.

2. Licenses issued by the Board are subject to the laws of the State of Iowa and the administrative rules promulgated by the Board.

3. Robert L. Baehler, II, (“Respondent”) was originally licensed by the Board to practice massage therapy in the state of Iowa on July 14, 1994 and holds license number 00301. Respondent’s license expires on July 12, 2004.

4. Respondent’s current address as reported to the Board is 414 Clarke Street, Norwalk, Iowa 50211.

COUNT I

5. Respondent is charged with being convicted of a felonious act which is so contrary to honesty, justice or good morals and so reprehensible as to violate the public confidence and trust imposed upon him thereby affecting his ability to practice within the profession of massage therapy in violation of Iowa

Code sections 147.55(5), 272C.3(2)(a), 272C.10(5), 152C.7, and 645 IAC 134.1(1)(e).

CIRCUMSTANCES

6. On October 12, 1998, after pleading guilty to a felony charge of possession of a controlled substance with intent to deliver in violation of Iowa Code section 124.401(1)(d), Respondent was sentenced by a judge of the Iowa District Court, Polk County, to a term of imprisonment not to exceed five years. In or around June of 1999, Respondent was paroled.

7. On July 1, 1996, after pleading guilty to a felony charge of possession of a controlled substance with intent to deliver in violation of Iowa Code section 124.401(d), Respondent was sentenced by a judge of the Iowa District Court, Polk County, to a term of imprisonment not to exceed five years. Respondent's sentence was suspended and he was placed on probation for a period of two years. Respondent was discharged from probation on March 12, 1998.

8. Each of Respondent's criminal convictions for possession of a controlled substance with intent to deliver constitute the conviction of a felony that affects Respondent's ability to practice within the profession of massage therapy in that the underlying act is so contrary to honesty, justice or good morals and so reprehensible as to violate the public confidence and trust imposed upon him.

9. Respondent engaged in conduct which violated the laws and rules governing the practice of massage therapy and the Board has jurisdiction to initiate a disciplinary proceeding in this case.

10. On December 3, 2002, the Iowa Board of Massage Therapy Examiners found probable cause to file this Statement of Charges and to order a hearing set in this case.

This Statement of Charges is approved by the board on January 28, 2003.