



CHRIS T. MCNERNEY
CHIEF OF POLICE

**TOWN OF GREENBURGH
POLICE DEPARTMENT
INTER-OFFICE MEMORANDUM**



PAUL J. FEINER
SUPERVISOR

To: Judith A. Beville, Town Clerk
From: Chris T. McNerney, Chief of Police
Subject: Recommendation to Revoke Massage Establishment License- Forest Yin Spa- 100 North Central Park Avenue, Hartsdale, New York 10530
Date: July 25, 2017

The police department conducted a short term investigation at the above establishment for illegal activity. On July 19th, 2017 undercover officers went into the premise and found an employee practicing massage without a license and the same employee committing the crime of prostitution.

The investigative findings are summarized as follows:

- One employee, Hai Lan Cui (D.O.B. 9/8/70) provided a massage to an undercover police officer for a fee of \$50 for 30 minutes. Ms. Cui did so without the requisite New York State license in violation of NYS Education Law 6512(1) and section 375-13 of the Town Code of the Town of Greenburgh.
- Ms. Cui did agree to engage in sexual conduct with the undercover officer for an additional \$50 fee and accepted said fee.
- (4) four employees were found on the premises. A handwritten ledger was recovered for the day's activity indicating that (4) four employees performed massages for fees ranging from \$50-\$60. Only (2) two employees found on the premise had the requisite New York State Massage Therapist License.

Pursuant to section 375-8 of the Greenburgh Town Code, the undersigned recommends revoking the Massage Establishment License of Forest Yin Spa (hereinafter the "Establishment") for the following reasons:

- The Establishment permitted Ms. Cui to violate New York State Education Law section 6512 (1) (Unauthorized Practice of a Profession) by allowing her to perform a massage without the required New York State license.
- The Establishment permitted Ms. Cui to violate New York Penal Law section 230 (Prostitution) by allowing her to agree to engage in sexual conduct with another person in return for a fee.
- The Establishment employed Ms. Cui and permitted her to perform massages without the requisite New York State Massage Therapist License in violation section 375-13 (J) of the Greenburgh Town Code.
- The Establishment allowed Ms. Cui to touch the genitals of an undercover police officer in violation of section 375-13(D) of the Greenburgh Town Code.
- The Establishment did advertise on the internet (Backpage.com) and said advertising was sexually oriented in violation of section 375-13(E) of the Greenburgh Town Code.
- The Establishment failed to provide the Town Clerk with the name of employees providing massage services (Meiyu Fang) in violation of section 375-13(L). of the Greenburgh Town Code.

- The Establishment did conduct business in a manner which constitutes a public nuisance in violation of section 375-13(O) of the Greenburgh Town Code.
- Evidence was recovered during the investigation that indicates the Establishment permitted at least one other individual to provide massage services without the requisite New York State License.

Respectfully,

A handwritten signature in blue ink, appearing to read "Chris McNerney", is written over the typed name and title.

Chris McNerney
Chief of Police