

COLLEGE OF MASSAGE THERAPISTS OF NEW BRUNSWICK

FITNESS TO PRACTISE COMMITTEE DECISION
("Decision")

APRIL 10, 2026

IN THE MATTER OF COMPLAINT #060

RESPECTING
JESSICA VICARIOLI

Background and Evidence

1. On November 26, 2024, a complaint was filed with the College of Massage Therapists of New Brunswick (the "College") against Jessica Vicarioli (the "Member"), originally bearing the title of Complaint #059 and, following an initial Notice of Discipline Hearing that was twice adjourned, bearing a revised title of Complaint #060 (the "Complaint").
2. The Complaint alleged that the Member violated the *Massage Therapy Act*, SNB 2013, c 49 ("*Massage Therapy Act*") by committing the following acts of sexual abuse and professional misconduct:
 - a. The Member, while a registered member of the College, took various inappropriate pictures of clients while in a massage therapy setting, of client files, and of nude body parts, contrary to subsection 31(c) of the *Massage Therapy Act*;
 - b. The Member, while a registered member of the College, sent inappropriate pictures of clients while in a massage therapy setting, of client files, and of nude body parts to a member of the public, contrary to subsection 31(c) of the *Massage Therapy Act*; and
 - c. The Member, while a registered member of the College, took pictures of clients while in a massage therapy setting, of client files, and of nude body parts, and sent these pictures to a member of the public, contrary to subsections 31(h) and 60(1)(c) of the *Massage Therapy Act*.
3. The Member was provided with a copy of the Complaint and supporting materials.
4. By Notice of Discipline Hearing issued on November 16, 2025, and subsequently re-issued on February 5, 2026, the Complaint was referred to the Discipline and Fitness to Practise Committee (the "Committee") to determine whether the Member was guilty of contravening the *Massage Therapy Act* and the by-laws thereunder based on the allegations in the Complaint.

5. Prior to the date of the Discipline Hearing, the Member and Ms. Brittany Trafford, acting as prosecutor on behalf of the College, agreed to present a joint submission to the Committee on merit and remedy ("Joint Submission").
6. In the Joint Submission, the Member admitted to the violations of the *Massage Therapy Act* outlined in the above paragraph 2.
7. In the Joint Submission, the Member admitted to the following facts:
 - a. The Member took inappropriate pictures of clients while in a clinical setting and sent the pictures to a member of the public.
 - b. The Member took pictures of medical records and sent the pictures to a member of the public.
 - c. The member of the public with whom the Member shared the pictures was, at the time of the taking and sharing of the pictures, her romantic and business partner.
 - d. Her actions were inappropriate and constituted professional misconduct and abuse of her clients' trust.
 - e. Her conduct digressed from established or recognized professional standards of the profession of massage therapy and of the College's *Code of Ethics*.
 - f. She had the opportunity to obtain independent legal advice before making the Joint Submission.
8. In the Joint Submission, the Member also stated the following:
 - a. When she took and shared the pictures, she was enduring physical, sexual, psychological and emotional abuse from her partner, including coercive control.
 - b. As a result of the abuse, the Member has suffered from, and been diagnosed with, complex post traumatic stress disorder, and that during this relationship she was in a state of trauma and could not leave the relationship for some time, exacerbating the abuse and coercive control.
 - c. Her judgment and decision-making were significantly impacted by the trauma she was experiencing at the time of her actions.
 - d. She had no intent to harm, exploit or violate her clients, but acknowledged that her actions constituted a serious breach of professional standards.

- e. She has taken responsibility for her actions, expressed remorse, and has reflected deeply on the impact of her conduct.
 - f. The circumstances giving rise to the actions are no longer present.
 - g. She has no intention of practicing massage therapy in the future and undertakes not to reapply for registration as a massage therapist or reinstatement of her registration as a massage therapist.
9. In the Joint Submission, the College also stated the following:
- a. It recognizes that intimate partner violence is a serious issue and acknowledges the physical, emotional, and psychological harm it can cause.

Findings and Reasons

10. Having regard for the evidence and submissions made, the Committee accepts that the Joint Submission is reasonable and in accordance with the public interest.
11. In particular, based on the Joint Submission, the Committee finds that:
- a. The Member has been a member of the College for approximately eight (8) years.
 - b. At all material times, the Member provided massage therapy services at Chocolate River Wellness in Riverview, New Brunswick.
 - c. The Member took inappropriate pictures of clients while in a clinical setting and sent the pictures to a member of the public.
 - d. The Member took pictures of medical records and sent the pictures to a member of the public.
 - e. The Member has no prior disciplinary history as a Member of the College.
12. As a result, the Committee finds that the following:
- a. The Member, while a registered member of the College, took various inappropriate pictures of clients while in a massage therapy setting, of client files, and of nude body parts, and therefore digressed from established or recognized professional standards of the profession of massage therapy and of the College's *Code of Ethics* in violation of subsection 31(c) of the *Massage Therapy Act*, which reads as follows:

Professional Misconduct

31 A member has committed an act of professional misconduct if:

...

(c) the member has digressed from established or recognized professional standards or rules of practice of the profession;

- b. The Member, while a registered member of the College, sent inappropriate pictures of clients while in a massage therapy setting, of client files, and of nude body parts to a member of the public, and therefore digressed from established or recognized professional standards of the profession of massage therapy and of the College's Code of Ethics in violation of subsection 31(c) of the *Massage Therapy Act*, which reads as follows:

Professional Misconduct

31 A member has committed an act of professional misconduct if:

...

(c) the member has digressed from established or recognized professional standards or rules of practice of the profession;

- c. The Member, while a registered member of the College, took pictures of clients while in a massage therapy setting, of client files, and of nude body parts, and sent these pictures to a member of the public, and therefore sexually abused patients in violation of subsections 31(h) and 60(1)(c) of the *Massage Therapy Act*, which read as follows:

Professional Misconduct

31 A member has committed an act of professional misconduct if:

...

(h) the member has sexually abused a patient as defined under section 60;

...

SEXUAL ABUSE OF PATIENT

Definition

60(1) Sexual abuse of a patient by a member includes, but is not limited to:

...

(c) behaviour or remarks of a sexual nature by the member towards the patient.

Order

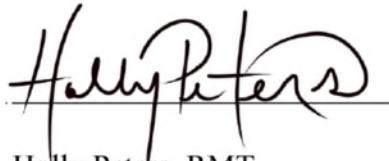
13. In light of the above, and in accordance with the Joint Submission, the Committee hereby orders that:

- a. The Member's membership in the College is revoked.
- b. The Member is prohibited from practicing massage therapy and from using any title, designation, variation or abbreviation indicating she is a massage therapist.
- c. The registration and membership record of the College shall state that the Member may not apply for reinstatement of registration in the future.
- d. This Decision of the Committee shall be published publicly on the College's website bearing the Member's name.

Dated at Moncton, New Brunswick, this 28th day of April, 2026.



Jenn Allaert, RMT
Chairperson



Holly Peters, RMT
Member



Odette Comeau Lavoie,
Public Member