

COLLEGE OF MASSAGE THERAPISTS OF NEW BRUNSWICK
(the “College”)

HEARING COMMITTEE DECISION ON REMEDY

JUNE 17, 2026

IN THE MATTER OF A COMPLAINT BY
MB (the “Complainant”)

RESPECTING
MYLES McMAHON (the “Member”)
dated August 19, 2025 (the “Complaint”)

Background

1. Following a hearing on March 27, 2026, the Hearing Committee (the “**Committee**”) issued a decision on May 5, 2026, respecting the merits of the Complaint (the “**Decision on Merit**”).
2. The Complaint contains allegations of professional misconduct arising from the Member providing massage therapy services to a patient, AB, with whom he was engaged in a romantic and sexual relationship.
3. The Committee found that the Complaint was substantiated and that the Member’s conduct constituted professional misconduct, specifically sexual abuse of a patient as defined in the *Massage Therapy Act* (the “**Act**”), as follows:
 - (a) In or around April 2025, the Member provided a massage therapy treatment to AB at his clinical workplace;
 - (b) AB was a patient of the Member within the meaning of the *Act* during the treatment; and
 - (c) At the time of the treatment, the Member and AB were engaged in a romantic and sexual relationship.
4. A copy of the Decision on Merit is attached as Schedule “A” and forms part of this decision on remedy.
5. As per the Decision on Merit, the Committee reconvened via Microsoft Teams on June 3, 2026, to hear submissions on remedy with respect to the Complaint.
6. The Member attended the hearing and was not represented by legal counsel. The Complainant did not attend the hearing and did not provide any submissions on remedy for the Committee’s consideration.

Submissions on Remedy

7. In the Member’s oral submission on remedy, the Member acknowledged that his actions reflected an error in judgment and were a result of a misunderstanding regarding acceptable conduct. The Member did not act out of malice and did not intend to break any rules.

8. The Member submitted that, prior to engaging in the conduct subject to this Complaint, the Member sought input from a fellow registered massage therapist with approximately 20 years of experience, who had taught at the massage therapy college. The Member believed, based on that discussion, that his actions were acceptable.
9. The Member requested that the Committee consider the circumstances surrounding the Complaint, including events experienced by the Member prior to the hearing of this Complaint, and exercise leniency.

Decision

10. The Committee considered the following factors in their determination of the appropriate remedy and order:
 - (a) The Member has been a licensed and practising registered massage therapist since 2023.
 - (b) The Member has not previously been found guilty of any professional misconduct or incompetence.
 - (c) Sexual abuse of a patient constitutes serious professional misconduct which warrants a significant penalty.
 - (d) The Committee accepts that the Member's conduct arose from an error in judgment and misunderstanding, and was not malicious or an intentional breach of professional standards.
 - (e) The conduct which is the subject of the Complaint occurred in the context of a consensual personal relationship and did not involve non-consensual conduct. There is no evidence that any sexual conduct occurred between the Member and AB during the massage therapy treatment.
 - (f) The Member is early in his career and has demonstrated potential for remediation and rehabilitation.
 - (g) A mandatory and fundamental obligation of registered massage therapists is to maintain professional boundaries with patients.
 - (h) The need to protect the public and maintain confidence in the integrity of the profession.
 - (i) The circumstances giving rise to the Complaint, including events experienced by the Member prior to the filing of the Complaint, which have not been detailed in the Committee's decision to protect the privacy of the Member.
 - (j) The impact of the possible sanctions or penalties on the Member and the Member's clients, the need for specific and general deterrence, and penalties imposed in similar cases, including decisions of the Committee respecting Blair Eagles (July 18, 2019) and Manning Buchanan (April 22, 2026).
11. After considering all of the foregoing, the Committee finds that the conduct of the Member is deserving of sanction.

12. In addition to the factors outlined in paragraph 10 above, the Committee also considered the following factors in determining the appropriate costs to be awarded against the Member:
- (a) The Member's conduct in the proceeding of the Complaint, including that he participated in the hearing and did not act in a manner that unduly prolonged or complicated the process.
 - (b) The allegations against the Member were substantiated.
 - (c) The circumstances giving rise to the Complaint, including events experienced by the Member prior to the filing of the Complaint, noted above.
 - (d) The hearing of this matter required a full-day hearing and the attendance of a witness.
 - (e) The costs of this proceeding and costs awarded in similar matters.

Order

13. After considering all of the foregoing, the Committee hereby orders that:
- (a) The Member is reprimanded for his conduct, and the reprimand shall stay on his file with the College for two (2) years.
 - (b) The Registrar shall suspend the Member's registration for a period of one (1) month, commencing on the date that notice of this decision is provided to the Member.
 - (c) The Member shall, within six (6) months of the date of this decision and at his own expense, successfully complete, to the satisfaction of the Registrar, a professional boundaries and ethics course for registered massage therapists, as approved in advance by the Registrar (the "**Ethics Course**").
 - (d) The Member shall submit, within thirty (30) days after completion of the Ethics Course and to the satisfaction of the Registrar, a written 500-word reflective paper setting out his learnings from the Ethics Course, including but not limited to professional obligations relating to maintaining appropriate boundaries with patients, how those learnings relate to the conduct giving rise to this Complaint, and how he intends to integrate those learnings into his practice.
 - (e) The Member shall pay to the College within six (6) months of the date of this decision a portion of the costs of the College with respect to this Complaint, in the amount of \$1,500.
 - (f) It is the Member's responsibility to ensure that each of the conditions outlined above in paragraphs 13(a) to (e) are met and, if the Member fails to satisfy any of the conditions outlined on or before the dates required, the Member's registration may be suspended at the discretion of the Registrar. The matter may then be referred back to a panel of the Hearing Committee.
 - (g) The Registrar shall cause a copy of this decision to be published on the College website, including the Member's name.

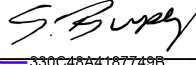
- (h) Upon compliance with all of the above, and subject to the Member's continued compliance with all of the College's registration requirements, the conditions imposed under this order shall be automatically lifted.

14. This decision on remedy, together with the Committee's Decision on Merit, form the final Decision of the Committee.

DATED this 17th day of June, 2026.

Signed by:

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Jenn Allaert, Chairperson

Signed by:

330C46A4187749B...
Sarah Brophy, Committee Member

Signed by:

95A780BC920741C...
Melissa Michaud, Public Member

SCHEDULE “A”

COLLEGE OF MASSAGE THERAPISTS OF NEW BRUNSWICK (the “College”)

HEARING COMMITTEE DECISION ON MERIT

MAY 5, 2026

IN THE MATTER OF A COMPLAINT

**RESPECTING
MYLES McMAHON (the “Member”)
dated August 19, 2025 (the “Complaint”)**

Background

1. The Hearing Committee (the “**Committee**”) met to consider the Complaint filed by the Complainant (referred to herein as “**MB**” or the “**Complainant**”) regarding the Member, Myles McMahon, on March 27, 2026.
2. With consent of the Member and the Complainant, the Committee received as evidence and carefully reviewed and considered:
 - (a) Documents consisting of books of bound documents marked as Book 1 and Book 2, a list of which documents is attached to this Decision as Schedule “A”; and
 - (b) An undated document prepared by the Member, which was marked as Exhibit “A,” a description of which is included in Schedule “A.”
3. The Complainant and the Member attended the hearing and were not represented by legal counsel.
4. The Committee received sworn testimony from the following witnesses:
 - (a) MB, the Complainant;
 - (b) A witness (referred to herein as “**AB**”); and
 - (c) Myles McMahon, the Member.

Opening Submissions

5. In his opening submissions, the Complainant stated that he filed the Complaint after hearing information from the Member during a treatment that the Complainant was providing to the Member. The Complainant explained that he felt obligated to report the matter because he believed the allegations to be true and was concerned that the Member committed professional misconduct.
6. In his opening submissions, the Member denied the allegations and stated that he believes the Complaint against him is retaliatory and was initiated in response to a prior complaint that he made with the College against the Complainant.

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Evidence

MB

7. The Complainant testified that he has been practising as a Registered Massage Therapist (“RMT”) in New Brunswick since October 2023.
8. The Complainant and the Member have known each other for several years, having graduated from the same class in the massage therapy program at Eastern College. The Complainant described himself and the Member as having been friends until recently.
9. The Complainant testified that on July 17, 2025, the Member attended his clinic for a massage therapy treatment related to migraines. The Complainant testified that the Member had attended his clinic on three or four prior occasions prior to this treatment.
10. During the treatment, the Member was repositioned face-up and a conversation occurred between the Member and the Complainant. As part of this conversation, the Member and the Complainant discussed a former classmate and the Member insinuated that the individual may be providing “happy ending” massages. The Complainant recalled that he responded, “*imagine being so unprofessional.*”
11. The Complainant testified that, after he reacted by stating “*imagine being so unprofessional,*” the Member “scoffed” and said “*well...*”. The Complainant explained that he then urged the Member to continue and said, “*what did you mean.*” After pressing the Member, the Member disclosed that he and his former partner, AB, had “*performed sexual acts during a massage*” treatment. In the Complaint, the Member alleged that the Member disclosed that, “*[AB] and I have performed sexual acts during a treatment but we were dating so it’s okay.*”
12. The Complainant testified that, based on the Member’s account, the conduct appeared to be a single incident, though he did not press for further details. No additional details were provided by the Member to the Complainant.
13. The Complainant testified that it was unclear from the discussion when, where or under what circumstances the alleged sexual acts between the Member and AB occurred, including whether the Member was providing the massage treatment or not. Although the Complainant offered possible locations where the alleged conduct may have occurred, the Complainant acknowledged that he had no direct evidence of this conduct, other than the Member’s disclosure.
14. The Complainant referred to the clinical records provided for AB which indicate that AB received two complimentary massage services at the Member’s clinic. The Complainant explained that, in his experience, the use of complementary services could be associated with informal exchanges or “*swaps*” of treatment between RMTs. The Complainant explained that a “*swap*” is a practice known within the massage therapy profession where registered massage therapists exchange therapeutic services without payment and that such exchanges may go undocumented.
15. The Complainant testified that he would not have named the other person involved in the alleged conduct, AB, unless the Member had himself identified AB to the Complainant. The Complainant stated that if he were fabricating the allegation, he would have identified the other person as “*a client,*” rather than by name. After hearing this disclosure from the Member, the Complainant felt professionally obligated to report the matter.

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AB

16. AB provided some background information to the Committee, which is not relevant to the allegations against the Member, and which has not been included here to protect the anonymity of the witness. The Committee notes, however, that AB is an RMT and went to college with the Complainant and the Member.
17. AB testified that AB and the Member were in a romantic and sexual relationship which began on or around March 3, 2025, and ended shortly after Canada Day 2025. In April 2025, AB confirmed that the relationship was sexual in nature. The Member and AB parted on good terms and remain friends.
18. AB reviewed the clinical records provided of treatments that they received at the clinic that the Member works at. Notably, the Member is not named as the provider for any of the treatments. One of the treatments was a couples massage that AB and the Member received together, meaning both received a massage therapy treatment in one room from two separate RMTs. AB testified that AB and the Member were not alone in the room except for the time required to prepare for and dress following the treatment. The Member did not provide AB with any treatment during this session.
19. When asked by the Committee about “swaps” as described by the Complainant, AB acknowledged that AB and the Member have exchanged massage therapy services without payment. AB testified that such exchanges are not uncommon among RMTs. AB could not recall a specific date on which a massage therapy treatment was provided to the Member but indicated that this exchange took place some time in the previous year.
20. AB denied that AB and the Member had performed sexual acts during any massage therapy treatment. When asked directly whether it was true that AB and the Member had performed sexual acts during a massage therapy treatment, AB answered, “no.”
21. However, AB acknowledged that the Member provided AB with a massage therapy treatment at the Member’s clinic in or around April 2025 for AB’s birthday (the “**April Massage**”). AB testified that the Member contacted AB and asked AB to attend the Member’s clinic for a “surprise.” AB recalled expecting to receive a massage therapy treatment from another RMT. Upon arrival at the clinic, the Member informed AB that he would be providing AB with a surprise massage therapy treatment as a birthday gift. AB consented to the treatment but did not fill out any intake paperwork. AB did not believe they were receiving treatment as a client.
22. AB testified that the April Massage took place in a treatment room at the Member’s clinic and that the appointment was informal in nature. AB confirmed that the Member was present throughout the duration of the April Massage. AB denied that any sexual acts occurred during the April Massage.

Myles McMahon

23. The Member testified that he is currently practising as an RMT in Saint John and that he has been employed as an RMT for approximately three (3) years.
24. The Member testified that on July 17, 2025, he was experiencing a migraine, which he described as chronic and often triggered by stress. He testified that he had recently gone through a breakup. Due to the migraine, the Member cancelled his scheduled workday. That day, the Member and the Complainant had been communicating via social media. The Member contacted the Complainant to request a massage therapy treatment for his

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migraine. The Complainant offered the Member an appointment and the Member attended the Complainant's clinic later that day for treatment.

25. The Member provided details as to how the massage therapy treatment started, including that the treatment proceeded in a routine manner and that the Member and the Complainant were talking throughout. The Member testified as to details of the Complainant's conduct during this treatment session.
26. The Member testified that during the treatment, while he was lying face-up, a conversation occurred about former classmates. He testified that the Complainant made a joke about "happy endings". The Member testified that the Complainant responded to the conversation by stating words to the effect of "imagine being that unprofessional," to which the Member replied only "well," and then said nothing further. The Member testified that, in response, the Complainant increased pressure and pressed him for a response. The Member indicated that he had considered raising an example that the Complainant had previously disclosed to the Member, involving inappropriate conduct from a client of the Complainant's. The Member ultimately chose not to do so.
27. The Member denied disclosing to the Complainant that he and AB had performed sexual acts during a massage treatment. The Member denied that this occurred and indicated that he therefore would not have made a statement to that effect.
28. The Member confirmed that he and AB had been in a romantic and sexual relationship in or around April 2025. The Member could not recall exact dates but indicated that the relationship lasted approximately three (3) to four (4) months between March and July 2025.
29. The Member acknowledged that he and AB had both provided informal massage therapy treatment to one another both during and after their time as massage therapy students. The Member testified that both he and AB own massage tables in their respective homes and that such informal work was not uncommon between them. The Member characterized this work as non-sexual and stated that he and AB were careful to keep professional boundaries and to separate their romantic relationship from massage work.
30. When asked about the April Massage, the Member explained that he arranged a massage therapy treatment for AB at his clinic as a surprise for AB's birthday. The Member testified that he arranged for the massage at the clinic so that he could offer a more relaxing experience using clinic amenities, including a towel warmer. The Member indicated that other staff were present at the clinic at the time of the April Massage. Although he could not recall the exact date of the massage, the Member recalled AB's birthday and stated that the massage occurred on or around that date.
31. The Member acknowledged that he and AB were in a romantic and sexual relationship at the time of the April Massage. The Member, however, denied that any sexual conduct occurred during the April Massage.
32. The Member described the April Massage as "informal" and that he did not treat AB as a client. The Member explained that the April Massage was comparable to informal massage work he would provide outside of a clinical setting.
33. The Member testified that the April Massage was the first and only occasion on which he provided a massage to AB at the clinic. The Member reviewed the clinical records provided for AB and confirmed that he is not the named provider for any of the listed appointments.

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34. During the Member's testimony, the Member testified as to the conduct of the Complainant during the massage therapy treatment the Member received from the Complainant on July 17, 2025. Although the Committee heard this evidence, this evidence is not relevant to the Member's conduct as alleged in the Complaint and it is therefore not detailed in this decision.

Closing Submissions

35. In the Complainant's submissions on the merits of the Complaint, the Complainant submitted that the evidence of AB and the Member confirm that the Member has engaged in professional misconduct by providing a massage therapy treatment to AB while also engaged in a relationship with AB. The Complainant reiterated that he would not have brought forward false allegations and that he reported the matter because he had reason to believe the information disclosed to him was true. The Complainant also submitted that the testimony related to his conduct during the treatment provided to the Member is not relevant to this Complaint.
36. In the Member's submissions on the merits of the Complaint, the Member submitted that the evidence establishes that he has not engaged in professional misconduct. The Member stated that he has never treated AB in a professional capacity, and that any massage interactions were informal and occurred within the context of their romantic relationship. The Member further submitted that there was no sexual nature or intent during the April Massage or any other informal treatment provided to AB.

Findings

37. Based on the evidence received, the Committee finds that on July 17, 2025, the Member attended the Complainant's clinic and received a massage therapy treatment from the Complainant. The Committee finds that, during the course of this treatment, a discussion occurred between the Member and the Complainant about massages with "*happy endings*." In the context of this discussion, the Committee finds that it is more likely than not that the Member made a statement to the Complainant about providing massage therapy services to his former partner, AB.
38. The Committee finds that there is insufficient evidence to establish that the Member engaged in sexual acts during a massage therapy treatment with AB. Both the Member and AB denied that the Member performed sexual acts during a massage therapy treatment. The Complainant had no direct evidence to contradict the testimony of the Member and AB.
39. The Committee finds that in April 2025, on or around AB's birthday, the Member provided a massage therapy treatment to AB, namely the April Massage, at the Member's clinical workplace.
40. The Committee finds that AB was a patient of the Member within the meaning of the *Massage Therapy Act* (the "**Act**") during the April Massage. Under the *Act*, a patient or client is defined as "*a recipient of the services of a registered massage therapist*." Payment or a formal intake are not requirements to establish that an individual is a patient or client. The Committee finds that, during the April Massage, AB received services of the Member, who is an RMT, thereby making AB a client or patient of the Member.
41. Although AB did not fill out an intake form and was not charged for the April Massage, and although the Member described this as an 'informal' massage, the Committee finds that the overall context of the April Massage created a client-massage therapist relationship.

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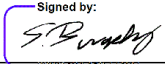
In particular, the Committee finds that the fact that the April Massage occurred in a clinical setting, at the clinic in which the Member provides services as an RMT, during a time the clinic was open for massage therapy services, lead to a conclusion that AB was receiving the services of the Member. Further, the Member testified that he and AB would at times provide services to each other in their homes and were careful to keep professional boundaries and to separate their romantic relationship from massage work – which support that the Member provided massage services to AB.

42. At the time of the April Massage, both the Member and AB acknowledged, and the Committee finds, that the Member and AB were engaged in a romantic and sexual relationship.
43. Based on the foregoing, the Committee finds that the Member engaged in professional misconduct in that the Member engaged in sexual abuse of a patient as defined in subsections 45(1) and (2) of the *Act*.
44. Under subsection 45(2) of the *Act*, any sexual intercourse or other forms of physical relations between a member and a patient meet the definition of sexual abuse under the *Act*. There is no requirement under the *Act* that the sexual conduct between a member and the patient occur in a clinical setting or that a lack of consent be established for a finding of sexual abuse within the meaning of subsection 45(2) of the *Act*.
45. By providing massage therapy services to AB during the April Massage, thereby making AB a patient, a person with whom the Member had an ongoing sexual relationship, the Member engaged in professional misconduct.
46. The Committee will reconvene to hear submissions on remedy.

DATED this 5th day of May, 2026.

Signed by:

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Jenn Allaert, Chairperson

Signed by:

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Sarah Brophy, Committee Member

Signed by:

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Melissa Michaud, Public Member

SCHEDULE "A"

**COLLEGE OF MASSAGE THERAPISTS OF NEW BRUNSWICK
IN THE MATTER OF THE COMPLAINT RESPECTING MYLES McMAHON
DOCUMENTS CONSIDERED BY THE HEARING COMMITTEE**

I N D E X

<u>Tab</u>	<u>Date</u>	<u>Description</u>
<i>Book 1</i>		
1.	August 19, 2025 (received)	Complaint by M.B.
2.	August 26, 2025	Notice of Complaint Letter to the Member
3.	August 26, 2025	Letter to the Complainant Acknowledging Receipt of Complaint
4.	September 4, 2025	Member's Response to Complaint
5.	September 5, 2025	Letter to the Member Acknowledging Receipt of Response
6.	September 5, 2025	Letter to the Complainant Enclosing the Member's Response
7.	October 15, 2025	Registrar's Referral to the Complaints Committee
8.	October 15, 2025	Letter to the Member Enclosing the Registrar's Referral to the Complaints Committee
9.	October 15, 2025	Letter to the Complainant Enclosing the Registrar's Referral to the Complaints Committee
10.	November 24, 2025	Complaints Committee Decision
11.	December 9, 2025	Letter to the Member Enclosing Complaints Committee Decision
12.	December 9, 2025	Letter to the Complainant Enclosing Complaints Committee Decision
<i>Book 2</i>		
13.	March 23, 2026	Emails between the Member and K. Starke Enclosing Screenshots of [AB's] Records at Massage Addict Saint John
<i>Exhibit "A"</i>		
14.	Undated (received March 27, 2026)	Member's Written Response to the Complainant's Claims