

Louisiana State Board of Medical Examiners

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In The Matter Of	: No. 2015-I-1039
JOHN ALAN TEAL, M.P.	: STIPULATION AND AGREEMENT
(Certificate No. MP 000036),	: FOR VOLUNTARY SURRENDER OF
Respondent.	: MEDICAL PSYCHOLOGY LICENSE
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This *Stipulation and Agreement* is made by John Alan Teal, M.P. (“Dr. Teal”), a medical psychologist licensed as of the date hereof to practice medical psychology in the State of Louisiana, with and in favor of the Louisiana State Board of Medical Examiners (the “Board”).

1. **Acknowledgment and Stipulations.** Dr. Teal hereby acknowledges, stipulates and agrees that:

- (a) An investigation was initiated when the Board received information indicating that Dr. Teal was indicted by a federal grand jury sitting in the United States District Court for the Eastern District of Louisiana on charges of Conspiracy to Commit Health Care Fraud and Conspiracy to Make False Statements Related to Health Care Matters, both felony charges under the laws of the United States, in violation of Title 18 U.S.C §1349 and §371, respectively.¹
- (b) Among other matters, the indictment alleged that Dr. Teal created false documents and facilitated the submission of fraudulent claims to Medicare for psychological testing, psychotherapy and related services purportedly rendered to patients at nursing homes when such services were not medically necessary and/or not provided.²
- (c) On or about September 7, 2016, Dr. Teal plead guilty to one count of conspiracy to

¹*Superseding Indictment, United States of America vs. John Teal, Ph.D., et al*, Cr. Action No. 2:15-00152 (Oct. 22, 2015).

²See: *Superseding Indictment*.

commit health care fraud in violation of 18 U.S.C. § 1349. He awaits sentencing by the Court.³

- (d) Investigation of the captioned matter was assigned to the Director of Investigations for the Board, whose review and analysis has confirmed to her satisfaction that just cause exists for recommending that a formal Administrative Complaint be filed charging Dr. Teal with violations of the Louisiana Medical Psychology Practice Act, La. Rev. Stat. §37:1360.67A.(1), (2) and (15).⁴
- (e) Pursuant to the Louisiana Medical Psychology Practice Act, La. Rev. Stat. §§37:1360.51, *et. seq.*, and the Louisiana Administrative Procedure Act, La. Rev. Stat. §§49:951 *et. seq.*, Dr. Teal would be entitled, prior to final disciplinary action against his medical psychology license, to have notice of the allegations and charges asserted against him, and to administrative adjudication of such charges, pursuant to La. Rev. Stat. §§ 49:951 *et. seq.* At such hearing, Dr. Teal would be entitled to be represented by legal counsel, to appear and confront adverse witnesses, to call witnesses and present evidence on his own behalf in defense or in mitigation of the charges made, and to a decision thereon by the Board based upon written findings of fact and conclusions of law pursuant to La. Rev. Stat. §§49:955-965 and to any other right to which he may be afforded by the Louisiana Administrative Procedure Act, La. Rev. Stat. §§49:951 *et seq.*, or otherwise.

2. ***Voluntary Surrender of License.*** Notwithstanding his right to notice of formal charges, administrative hearing and a decision thereon, as provided by La. Rev. Stat. §49:951 *et. seq.*, in recognition of the stipulations set forth hereinabove toward final disposition of the investigation now pending in this matter and in lieu of the institution and prosecution of formal administrative proceedings, Dr. Teal, nonetheless, acknowledges the substantial accuracy of the information received by the Investigating Officer in this matter and hereby waives his right to notice of charges and formal adjudication and voluntarily surrenders to the Board, for cancellation, his license to practice medical psychology in the state of Louisiana, as evidenced by Certificate No. MP 000036. By his subscription hereto, Dr. Teal also hereby authorizes the Investigating Officer designated by the Board with respect hereto to present this Stipulation and Agreement for Voluntary Surrender of Medical Psychology License to the Board for its consideration and to fully disclose to and discuss with the Board the nature and results of the investigation and he waives any objection to such disclosures, under La. Rev. Stat. §49:960.

³Plea Agreement, 2nd Re-Arraignment, *United States v. John Teal, Ph.D.*, 2:15-CR-00152 (E.D. La. 09/07/2016).

⁴La. Rev. Stat. § 37:1360.67A. provides that the Board may take action against the license of a medical psychologist as the result of: (1) '[C]onviction of a felony;' (2) '[C]onviction of a crime or offense arising out of or related to the practice of medical psychology;' and (15) '[M]aking or submitting false, deceptive, or unfounded claims, reports, or opinions to any patient, insurance company or indemnity association, company, individual, or government authority for the purpose of obtaining anything of economic value.'

3. *Effect of Voluntary Surrender of License.* Dr. Teal acknowledges, stipulates and agrees that the voluntary surrender of his medical psychology license affected hereby in the presence of an administrative investigation shall have, and shall be deemed by the Board to have, the same effect as if the Board had entered an order of revocation upon the conclusion of formal administrative proceedings. Further, Dr. Teal acknowledges, stipulates and agrees that reinstatement of such license shall be at the sole discretion of the Board and upon whatever probationary terms, conditions and restrictions that it may then determine to be appropriate. In addition, Dr. Teal acknowledges, stipulates and agrees that no request for reinstatement shall be considered by the Board until and unless he has: (i) been released from incarceration and successfully completed any period of probation or supervised release that may be imposed by the Court as a result of the above mentioned criminal conviction, or have waited for the passage of three (3) years from the effective date of this Order, whichever is the longer; (ii) demonstrated clinical competency through assessment at a program or facility approved by the Board and successfully completed any recommended remediation or training; and (iii) scheduled and met with the Investigating Officer to discuss his then-current status and plans.

4. *Termination of Proceedings.* By the voluntary surrender of his medical psychology license, and the attendant dismissal of the investigation occasioned hereby Dr. Teal, moreover, acknowledges, stipulates and agrees that he hereby waives any right to which he may be entitled pursuant to the Louisiana Administrative Procedure Act La. Rev. Stat. §49:951 *et. seq.*, or to which otherwise may be afforded to him by any law, to contest his agreement to, or the force and effect of this document in any court or other forum relating to the stipulations, agreements, acknowledgments and other matters referred to herein.

5. *Advice of Counsel.* Dr. Teal acknowledges that he has had the opportunity to seek the advice and guidance of legal counsel with respect to this Stipulation and that all of the terms, conditions, restrictions and limitations contained herein have been explained to him and/or that he fully understands them.

6. *Public Record.* Dr. Teal acknowledges, stipulates and agrees that this Stipulation and Agreement for Voluntary Surrender of Medical Psychology License shall be, and shall be deemed to be, a **PUBLIC RECORD**.

***Stipulation and Agreement
Follows***

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**STIPULATION
AND AGREEMENT**

STATE OF LOUISIANA
PARISH OF Orleans

I, JOHN ALAN TEAL, M.P., hereby acknowledge, stipulate, approve, accept and consent to entry of the above and foregoing Stipulation and Agreement, this 18th day of October 2016.

John A. Teal
JOHN ALAN TEAL, M.P.

WITNESSES:

Sandy Rochelle
Signature

Robin Chaplain
Signature

Sandy Rochelle
Printed Name

Robin Chaplain
Printed Name

1100 Poydras St., Suite 2300
Address New Orleans, LA 70163

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Sworn to and subscribed before me at New Orleans, Louisiana, this 18th day of October, 2016, in the presence of the two stated witnesses.

R. Christopher Martin
Notary Public (Signature and Seal)

R. Christopher Martin
Printed Name

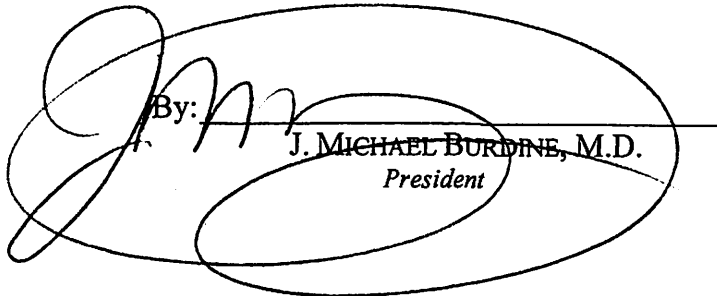
**R. CHRISTOPHER MARTIN
NOTARY PUBLIC, #9000
STATE OF LOUISIANA
COMMISSION IS FOR LIFE**

09000 Louisiana
Notary or Bar Number (or Stamp)

ACCEPTANCE

CONSIDERING THE ABOVE AND FOREGOING, the Stipulation and Agreement for Voluntary Surrender of Medical Psychology License is hereby **APPROVED AND ACCEPTED** by the Louisiana State Board of Medical Examiners, at New Orleans, Louisiana, on this 5th day of DECEMBER, 2016.

**LOUISIANA STATE BOARD
OF MEDICAL EXAMINERS**

By: 
J. MICHAEL BURDINE, M.D.
President