

LOUISIANA STATE BOARD OF MEDICAL EXAMINERS

630 Camp Street, New Orleans, LA 70130
Mailing Address: Post Office Box 30250, New Orleans, LA 70190-0250
www.lsbme.la.gov



Department of Investigations
Telephone: (504) 568-6820
FAX: (504) 568-5754

In the Matter of:

No. 16-I-459

ANDREW LAWRENCE SUPREAN, JR.,
LRT
(Certificate No. CRT.LT0436)
Respondent

**CONSENT ORDER FOR
REINSTATEMENT OF LICENSE WITH
REPRIMAND**

This matter is before the Louisiana State Board of Medical Examiners (the "Board") on the reinstatement application of Andrew Lawrence Suprean, Jr. ("Mr. Suprean") for his license to practice as a Respiratory Therapist ("LRT") in this state. While a review of the materials submitted in support of his reinstatement application indicates that he satisfies the educational and other requirements necessary for reinstatement consideration, Mr. Suprean reports that he has been working as a respiratory therapist for two years without a license. In addition, he answered "YES" to Question No. 3 on his 2016 renewal form and included a letter of explanation regarding an arrest which occurred in 2012.¹ Upon further investigation, Mr. Suprean was additionally arrested in 2002.² Mr. Suprean failed to report his 2002 arrest on any of his subsequent renewal applications. Although he did report his 2012 arrest in 2016, he failed to report it on earlier renewal applications.

In connection with this matter, Mr. Suprean discussed the matter with the Investigating Officer of the Board ("I/O"), and acknowledged that his conduct was in violation of the Louisiana Respiratory Therapy Practice Act, La. Rev. Stat. §§37:3351 *et. seq.* and cooperated fully with the investigation. Mr. Suprean claims that he did not receive his license renewal notification from the Board in 2014 or 2015, which led to his unintentional failure to renew his license. Regarding his failure to timely report his arrests, Mr. Suprean stated that his office personnel fill out his renewal applications, which he then signs without reviewing. He stated that his failure to report his arrests was an unintentional oversight. Mr. Suprean expressed his understanding that he cannot in the future sign the Board's renewal Oath and Affirmation without reading and understanding the questions posed before signing the document. Mr. Suprean expressed a commitment to insure that his future practice would at all times be in compliance with the Act and the Board's respiratory therapy rules.

As evidenced by his subscription to this Order, Mr. Suprean acknowledges the substantial accuracy of the foregoing information and that proof of such information upon administrative evidentiary hearing could establish sufficient cause for the rejection or denial of his application for licensure in this state or such other action as the Board may deem appropriate, pursuant to the Law and/or the Board's rules respecting respiratory therapists.

¹ Mr. Suprean was arrested in Jefferson Parish for "Municipal Purp Theft of \$1500 or More". These charges were dismissed.

² Mr. Suprean was arrested in East Baton Rouge for Medicaid fraud. These charges were eventually dismissed.

While it appears to the I/O that Mr. Suprean is a competent respiratory therapist, the I/O's review and analysis of the matter confirms to her satisfaction that the actions identified hereinabove may implicate one or more violations of the Louisiana Respiratory therapist Practice Act ("Act") and the Board's rules respecting respiratory therapists, La. Adm. C. 46XLV.5501, *et seq.*³

Recognizing his right to have administrative adjudication of the above charges, at which time he would be entitled to be represented by legal counsel, to call witnesses and to 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. §§49:951, *et seq.*, Mr. Suprean, nonetheless, hereby waives his right to notice of charges, formal adjudication and written decision and, pursuant to La. Rev. Stat. §49:955(D), consents to entry of the Order set forth hereinafter. Moreover, by his subscription hereto, Mr. Suprean also waives any right to which he may be entitled pursuant to the Louisiana Administrative Procedure Act⁴ or which otherwise may be afforded to him by law, to contest his agreement to or the force and effect of this document in any court or before any judicial or administrative agency or body, relating to the matters referred to herein. By his subscription hereto, Mr. Suprean also hereby authorizes the Investigating Officer designated by the Board with respect hereto to present this Consent Order 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. Furthermore, Mr. Suprean expressly acknowledges that the disclosure of information to the Board by the Investigating Officer shall be without prejudice to the Investigating Officer's authority to pursue any Administrative Complaint filed against him or to the Board's capacity to adjudicate such Complaint, should the Board decline to approve this Consent Order. Accordingly, in consideration of the foregoing, and pursuant to the authority vested in the Board by La. Rev. Stat. §37:3358 and La. Rev. Stat. §49:955D;

IT IS ORDERED that Andrew Lawrence Suprean, Jr. is hereby **OFFICIALLY REPRIMANDED** for the conduct asserted hereinabove.

IT IS FURTHER ORDERED that after completion of all application requirements, Andrew Lawrence Suprean, Jr.'s license to practice respiratory therapy in the state of Louisiana shall be reinstated.

IT IS FURTHER ORDERED that within six (6) months of the date of this Order, Mr. Suprean shall pay the Board a fine in the amount of Three Hundred and Forty Dollars (\$340.00), which represents the licensure fee for two (2) years, plus a penalty of an equal amount.

³ Pursuant to the Louisiana Respiratory Therapy Practice Act, La. Rev. Stat. §37:3354(A) "No person shall practice respiratory therapy . . . unless licensed in accordance with the provisions of this Chapter;" pursuant to La. Rev. Stat. §37:3360(A) "Any person who is not licensed under the provisions of this Chapter . . . shall not engage in the practice of respiratory therapy in this state . . .;" and pursuant to La. Rev. Stat. §37:3358 the Board may take action against the license of a respiratory therapist as the result of: "(19) Violation of any rules or regulations of the Board or any provisions of this Chapter." The Board's rules, also prescribe such conduct as well, La. Adm. C. 46XLV:5505(A) and 5519(A).

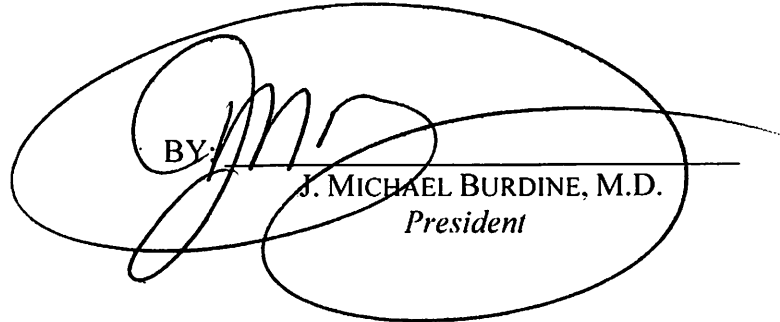
⁴ La. Rev. Stat. §49:951, *et seq.*

IT IS FURTHER ORDERED that any violation or failure of strict compliance with this Order by Mr. Suprean shall be deemed adequate and sufficient cause, upon proof of such violation or failure, for such disciplinary action as the Board deems appropriate, as if such violations were enumerated among the causes provided in La. Rev. Stat. §37:3358.

IT IS FURTHER ORDERED that this Consent Order shall be, and shall be deemed to be, a public record.

Signed at New Orleans, Louisiana, and effective this 15th day of AUGUST, 2016.

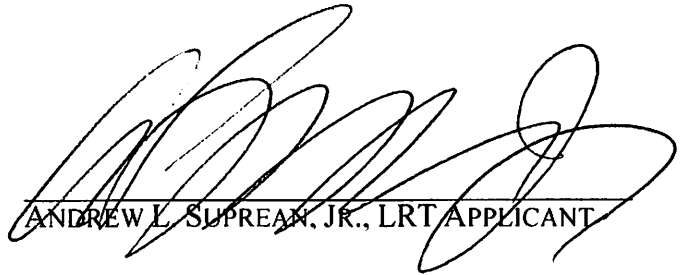
LOUISIANA STATE BOARD
OF MEDICAL EXAMINERS

BY:  _____
J. MICHAEL BURDINE, M.D.
President


STATE OF Louisiana
PARISH OF ST Tammany

**ACKNOWLEDGMENT
AND CONSENT**

I, ANDREW LAWRENCE SUPREAN, JR., LRT APPLICANT FOR REINSTATEMENT, hereby
acknowledge, approve, accept and consent to entry of the above and foregoing Order, this 28th
day of July, 2016.


ANDREW L. SUPREAN, JR., LRT APPLICANT

WITNESSES:

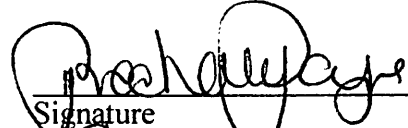


Signature
Marian Schorocher

Printed Name
257 E. Gause Blvd

Address
Slidell, LA 70461

City, State, Zip Code



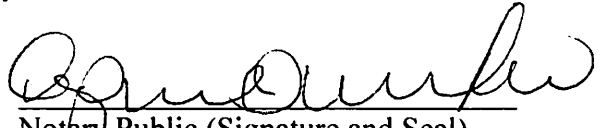
Signature
Bechael Payne

Printed Name
2157 E. Gause Blvd

Address
Slidell, LA, 70461

City, State, Zip Code

Sworn to and subscribed before me this 28th day of July, 2016, in
the presence of the two stated witnesses.



Notary Public (Signature and Seal)
April Dunehew

Printed Name/Notary or Bar Number



April Dunehew
NOTARY PUBLIC NO. 131968
STATE OF LOUISIANA
PARISH OF ST. TAMMANY
My Commission is for Life