

UNITED STATES OF AMERICA
BEFORE FEDERAL TRADE COMMISSION

COMMISSIONERS: Joseph J. Simons, Chairman
Maureen K. Ohlhausen
Noah Joshua Phillips
Rohit Chopra
Rebecca Kelly Slaughter

_____)
In the Matter of)
)
Your Therapy Source, LLC,)
a Texas limited liability company,)
) DOCKET NO. C-
Neeraj Jindal,)
an individual, and)
)
Sheri Yarbray,)
an individual.)
_____)

COMPLAINT

Pursuant to the provisions of the Federal Trade Commission Act, as amended, 15 U.S.C. § 41, et seq. and by virtue of the authority vested in it by said Act, the Federal Trade Commission, having reason to believe that Your Therapy Source, LLC, Neeraj Jindal, and Sheri Yarbray, hereinafter sometimes collectively

I. Nature of the Case

concerns competing therapist staffing companies agreeing to invite other
staffing companies to agree, on rates said to therapists for treating some health
in the Dallas/Fort Worth, Texas area. Respondents' conduct harmed
among therapist staffing companies to contract with therapists in a competitive

II. Respondents

2. Your Therapy Source LLC ("Your Therapy Source") is a limited liability company organized, existing, and doing business under and by virtue of the laws of the State of Texas, with its principal address at 8624 Mid Cities Boulevard, Suite 200, North Richland Hills, Texas 76182. Your Therapy Source is a therapist staffing company operating in the Dallas/Fort Worth, Texas area.
3. At all times relevant to this Complaint, Neeraj Jindal owned FitLife Therapy, LLC, d/b/a Integrity Home Therapy ("Integrity"), a therapist staffing company operating in the Dallas/Fort Worth, Texas area. As owner, Mr. Jindal was responsible for Integrity's business and financial operations. Mr. Jindal sold Integrity in August, 2017 to a new owner who had no prior affiliation with Integrity or involvement in the conduct alleged in this Complaint. Mr. Jindal's principal address is 1901 Long Prairie Road, Suite 720-Flower Mound, TX 75022.
4. Sheri Yarbray owns Your Therapy Source and has served as Chief Executive Officer

evaluation referred to as a “pay rate.” Pay rates usually are the primary expense of therapist staffing companies. A therapist staffing company maximizes its profits when bill rates are high and pay rates are low.

10. Therapist staffing companies compete with each other for contracting or employing therapists. Therapists may contract with multiple therapist staffing companies and choose among them based on pay rate, volume of patient referrals, and pool of patients.

V. Anticompetitive Conduct

A. Respondents agreed to lower pay rates for therapists

11. Respondents exchanged

17. Integrity's agent replied that if all therapist staffing companies were "on the same page there [wouldn't] be a bunch of flipping," meaning therapists would not just leave one therapist staffing company to contract with others paying higher rates. In a reply text message, Ms. Yarbray wrote, "I agree but we need to get everybody to do it"
18. On March 10, 2017, shortly after exchanging text messages with Ms. Yarbray, Integrity's agent informed Mr. Jindal that Your Therapy Source was willing to lower pay rates.
19. On March 17, 2017, Integrity's agent followed up with Ms. Yarbray in another text message. He told Ms. Yarbray that Integrity was decreasing physical therapist and physical therapist assistant pay rates with Integrity's next scheduled date to pay therapists.
20. In her reply, Ms. Yarbray told Integrity's agent "I can join in where did you go and disclosed Your Therapy Source 0.004 Tc3n2n3" cu-11 (a)-10(a)-10(a)]TJ 0 Tc5.9 (p-11 (aa20 (

26. Sometime in March or early April, 2017, the same home health agency that lowered Integrity's bill rates notified Your Therapy Source