

UNITED STATES OF AMERICA
BEFORE THE FEDERAL TRADE COMMISSION

COMMISSIONERS: Joseph J. Simons, Chairman
Maureen K. Ohlhausen
Rebecca Kelly Slaughter

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_____)
In the Matter of)
)
Your Therapy Source, LLC,)
a Texas limited liability company,)
)
Neeraj Jindal,)
an individual, and)
)
Sheri Yarbray,)
an individual.)
)
_____)

DECISION AND ORDER
DOCKET NO. C-

DECISION

The Federal Trade Commission (“Commission”) initiated an investigation of certain acts and practices of Your Therapy Source, Neeraj Jindal, and Sheri Yarbray collectively “Respondents.” The Commission’s Bureau of Competition prepared and furnished Respondents the Draft Complaint which it proposed to present to the Commission for its consideration. If issued by the Commission, the Draft Complaint would charge Respondents with violations of Section 5 of the Federal Trade Commission Act, as amended, 15 U.S.C. § 45.

Respondents and the Bureau of Competition executed an agreement (“Agreement Containing Consent Order” or “Consent Agreement”) containing (1) an admission by Respondents of all the jurisdictional facts set forth in the Draft Complaint; (2) a statement that the signing of said agreement is for settlement purposes only and does not constitute an admission by Respondents that the law has been violated as alleged in the Draft Complaint, or that the facts as alleged in the Draft Complaint, other than jurisdictional facts, are true; (3) waivers and other provisions as required by the Commission’s Rules and (4) a proposed Decision and Order.

The Commission considered the matter and determined that it had reason to believe that Respondents have violated the said Act, and that a complaint should issue stating its charges in that respect. The Commission accepted the Consent Agreement and placed it on the public record for a period of 30 days for the receipt and consideration of

public comments The Commission duly considered any comments received from interested persons pursuant to Commission Rule 2.34, 16 C.F.R. § 2.34. Now, in further conformity with the procedure described in Rule 2.34, the Commission issues its Complaint, makes the following jurisdictional findings, and issues the following Decision and Order (“Order”):

1. Respondent Your Therapy Source, LLC is a limited liability company, organized, existing, and doing business under and by virtue of the laws of the State of Texas and its principal address is 8624 Mid Cities Blvd., Suite 200, North Richard Hills, Texas 76182.)

F. "Home Health Agency" means any Person that contracts with one or more Therapist Staffing Competitors to provide Therapist services to home health patients.

G. "Pay Rate" means the payment Respondents or

D. Attempting to engage in any action prohibited by Paragraphs I and II.B.

Provided, however, that nothing in this Paragraph shall prohibit a Respondent and a Home Health Agency from agreeing upon the rate that the Home Health Agency pays the Respondent for the provision of Therapists to treat Home Health Agency patients

III.

IT IS FURTHER ORDERED that Respondent Your Therapy Source shall

- A. Within 30 days after the date on which this Order is issued provide to each of Your Therapy Source's officers, partners, directors and employees a copy of this Order and the Complaint;
- B. For a period of 3 years from the date this Order is issued provide a copy of this Order and the Complaint to any person who becomes an officer, partner, director, or employee of Your Therapy Source and provide such copies within 30 days of the commencement of such Person's employment or term as an officer, partner, director or employee; and
- C. Retain documents and records sufficient to record Your Therapy Source compliance with its obligations under Paragraph I of this Order

IV.

IT IS FURTHER ORDERED that each Respondent shall submit verified written reports ("compliance reports") in accordance with the following:

- A. Each Respondent shall submit
 - 1. an interim compliance report 60 days after the Order is issued
 - 2. an annual compliance report one year after the date this Order is issued and annually for the next 3 years on the anniversary of that date; and
 - 3. additional compliance reports as the Commission or its staff may request
- B. Each compliance report shall set forth in detail the manner and form in which Respondent intends to comply.

submit an original and 2 copies of each compliance report as required by Commission Rule 2.41(a), 16 C.F.R. § 2.41(a), including a paper original submitted to the Secretary of the Commission and electronic copies to the Secretary at ElectronicFilings@ftc.gov and to the Compliance Division at bccompliance@ftc.gov

- D. For purposes of this paragraph, Respondent Your Therapy Source and Respondent Yarby may submit a joint compliance report.

V.

C. To interview each Respondent Jindal and Respondent Yarbray, who may have counsel present, regarding such matters.

VIII.

IT IS FURTHER ORDERED that this Order shall terminate ~~20~~ years from the date this Order is issued

By the Commission.

Donald S. Clark
Secretary

SEAL:
ISSUED