



Jeff Landry
Governor

State of Louisiana
Department of Health and Hospitals

Charlotte F. Martin, M.P.A.
Executive Director

Louisiana Physical Therapy Board

IN THE MATTER OF

DANIEL ALLEMOND

LICENSE NO. A8327

CONSENT ORDER

NUMBER: 2023-I-057

CONSENT ORDER

DANIEL ALLEMOND (“Mr. Allemond” or “Respondent”) is a Physical Therapist Assistant (“PTA”), as evidenced by License No. A8327, and is subject to the jurisdiction and the Rules and Regulations of the Louisiana Physical Therapy Practice Act (La. R.S. 37:2401, *et seq.*), and the Rules and Regulations of the Louisiana Physical Therapy Board (“LPTB” or “Board”) (LAC 46:LIV §103, *et seq.*), and enters in the following agreement relative to Complaint No. 2023-I-057.

FACTUAL BASIS FOR CONSENT ORDER

1. Respondent received his Physical Therapist Assistant license, number A8327, on or about July 24, 2012.
2. On December 5, 2023, the Board received a complaint alleging that Respondent had engaged in unprofessional conduct related to inappropriate workplace communications regarding individual’s bodies, uncomfortable physical interactions, and making sexual innuendos in front of patients. The complaint also alleged that Respondent communicated inappropriately with technicians via cell phone and social media, leading to discomfort in the work environment. The complaint also alleged that concerns had been raised in previous years regarding Respondent’s inappropriate physical contact and communication via social media with physical therapy students and peers.
3. On February 5, 2024, the Board Office sent notice to Respondent advising him that a complaint had been initiated and requested that he provide, within thirty days, a written

statement giving his view of the situation and explaining fully the circumstances involved. Respondent did not respond.

4. On March 28, 2024, the Board Investigative Committee issued a notice letter to Respondent, setting an Informal Conference (Bertucci hearing) for April 23, 2024.
5. An informal conference was held on April 23, 2024, between the Investigative Committee and Respondent, who was represented by counsel at the conference. During the conference, Respondent admitted that his social media interactions with a technician coworker were inappropriate. Respondent admitted that concerns had been raised in previous years regarding Respondent's inappropriate communication via social media with physical therapy students and peers, and that he had been warned previously by his supervisor that he needed to stop engaging in the behavior.
6. Following the informal conference, on April 29, 2024, the Board's Executive Director issued a notice letter to Respondent, directing him to complete a forensic and medical psychological evaluation with a Board-recognized provider to address issues raised by the Investigative Committee.
7. Respondent completed his psychological evaluation on June 18, 2024, with Board-recognized provider, Dr. Brandon P. Romano.
8. On July 5, 2024, Dr. Romano provided his report and recommendations to the Board. Dr. Romano advised that Respondent was recommended for an in-person or live online professional boundaries and ethics program. Dr. Romano also advised that Respondent could benefit from approximately six sessions of individual psychotherapy with a board-approved provider to address the psychosocial variables that contributed to his inappropriate interactions. Dr. Romano further advised that Respondent should be considered for professional monitoring for a minimum of one (1) year.

VIOLATIONS RELATED TO RESPONDENT'S CONDUCT

Respondent's conduct described above and otherwise reviewed in this action is subject to and/or in violation of the following provisions of law regarding his practice of physical therapy:

1. La R.S. 37:2420(A)(1) - After due notice and hearing, the board may refuse to license any applicant, or may refuse to renew the license of any person, or may restrict, suspend, or revoke any license upon proof that the person has: (1) Practiced physical therapy in violation of the provisions of this Chapter, the rules of the board, or standards of practice.
2. La R.S. 37:2420(A)(7) - After due notice and hearing, the board may refuse to license any applicant, or may refuse to renew the license of any person, or may restrict, suspend, or revoke any license upon proof that the person has: (7) Been found guilty of unprofessional conduct or sexual misconduct, including but not limited to departure from, or failure to conform to, the minimal standards of acceptable and prevailing physical therapy practice, in which proceeding actual injury to a patient need not be established.
3. LAC 46 LIV §345(B)(1)(a) - As used in R.S. 37:2420(A)(7) of the Practice Act and in these rules, the term unprofessional conduct does not require actual injury to a patient, and

includes, but is not limited to, the following: (1) departure from, failure to conform to, or failure to perform on a continuing basis to the minimal standards of acceptable and prevailing physical therapy practice as defined in §123, or the commission of any act contrary to honesty, justice, good morals, patient safety or the best interest of the patient, whether committed in the course of the licensee's practice or otherwise, regardless of whether actual injury to a patient results therefrom, including, but not limited to; (a) failure to use sound professional judgment.

4. LAC 46 LIV §345(B)(5) - As used in R.S. 37:2420(A)(7) of the Practice Act and in these rules, the term unprofessional conduct does not require actual injury to a patient, and includes, but is not limited to, the following: (5) sexual misconduct—inappropriate sexual or intimate conduct, includes, but is not limited to sexual intimacy, contact, exposure, gratification, abuse, exploitation or other sexual behavior with or in the presence of a patient or any other individual in connection to the licensee's practice of physical therapy regardless of consent by the patient. Such conduct may be verbal, physical, visual, written or electronic, or it may consist of expressions of thoughts, feelings or gestures that are sexual or reasonably may be construed by a patient or other individual as sexual or which may reasonably be interpreted as intended for the sexual arousal or gratification of the practitioner, the patient, or another individual. Sexual misconduct between a licensee and a former patient after termination of the therapist–patient relationship may also constitute unprofessional conduct if the sexual misconduct is a result of the exploitation of trust, knowledge, influence or emotions derived from the professional relationship;
5. LAC 46 LIV §345(B)(6) - As used in R.S. 37:2420(A)(7) of the Practice Act and in these rules, the term unprofessional conduct does not require actual injury to a patient, and includes, but is not limited to, the following: (6) disruptive behavior—aberrant behavior, including but not limited to harassment, sexual or otherwise, manifested through personal interaction with employees, co-workers, hospital personnel, health care professionals, patients, family members or others, which interferes with patient care or could reasonably be expected to interfere with the process of delivering quality care or jeopardizing patient safety.

ORDER

Pursuant to the foregoing Factual Basis for Consent Order and Violations Related to Respondent's Conduct, and, in order to avoid further administrative and judicial proceedings, Respondent and the Board, by vote of quorum, agree as follows:

1. Respondent's license shall be on probation for a minimum of one (1) year from the date of acceptance of the Consent Order by the Louisiana Physical Therapy Board. Respondent shall submit to the Board Executive Director in writing not less than thirty (30) calendar days prior to completion of the probationary period a request for a letter from the Board formally acknowledging the close of the probationary period. Respondent's probationary period concludes upon receipt by Respondent of a letter from the Board acknowledging the close of the probationary period and a final exit interview with the Board to be scheduled by the Board Executive Director;
2. Respondent agrees to follow all treatment recommendations resulting from the June 18,

2024, psychological evaluation of Dr. Brandon P. Romano, including but not limited to a minimum of six (6) sessions of individual psychotherapy. If individual therapy is recommended in the evaluation, the individual therapy provider must meet the LPTB Criteria for Individual Treatment Providers. Respondent shall sign all necessary medical release forms for the full initial evaluation report, psychological evaluation report and any treatment discharge summaries released directly to the individual therapy provider. Respondent agrees to allow the LPTB to send a copy of the Consent Order to the individual therapy provider. Individual therapy reports shall be sent directly to the LPTB from the individual therapy provider on a quarterly basis, to be received no later than the 15th of January, April, July, and October;

3. During the probationary period, the Board may make random unannounced monitoring visits to Respondent's work site. In the event of a monitoring visit, Respondent shall fully cooperate with the Board representative making the visit and Respondent shall provide complete access to his place of employment, employment and/or business records, patient treatment and billing records, and all other documentation necessary for a full legal compliance review. Respondent shall reimburse the Board for expenses related to the monitoring visit as invoiced and must be paid within thirty (30) days of receipt of invoice.
4. During the probationary period, Respondent shall provide a copy of this Consent Order to his employer(s), direct supervisor(s), and any physical therapist(s), physical therapist assistant(s), or physical therapy technician(s) who are supervised by, work for, or contract with Respondent at any business, including, but not limited to, any business(es) Respondent owns, operates or manages before providing physical therapy services and shall have such person(s) notify the Executive Director in writing that he has received and reviewed a copy of this Consent Order prior to Respondent providing physical therapy services. Respondent shall do this also with any new or subsequent employer(s), direct supervisor(s), physical therapist(s), physical therapist assistant(s), or physical therapy technician(s) during the probationary period;
5. Within the first six (6) months of the probationary period, Respondent shall complete the PBI Education Professional Boundaries Course (PB-24). Respondent shall provide documentation in the form of a course completion certificate to the Executive Director within five (5) calendar days of receipt of such documentation;
6. The one (1) year probation period shall be extended for any period of time in which Respondent is not employed as a physical therapist assistant within the State of Louisiana and regularly working at least an aggregate over the month that is *at least eighty (80) hours per month*. If Respondent ceases to be regularly employed as a physical therapist assistant in Louisiana, he shall notify the Executive Director in writing within *ten (10) calendar days* of the last date he has practiced physical therapy in Louisiana. Likewise, if Respondent returns to work as a physical therapist assistant within the State of Louisiana, he shall notify the Executive Director in writing within *ten (10) calendar days* of his return to practice.
7. Mr. Allemond shall pay the Board the sum of THREE THOUSAND SIX HUNDRED FORTY-NINE AND 25/100 DOLLARS (\$3,649.25) in partial reimbursement for legal and administrative expenses incurred in this matter. Failure to reimburse associated fees will

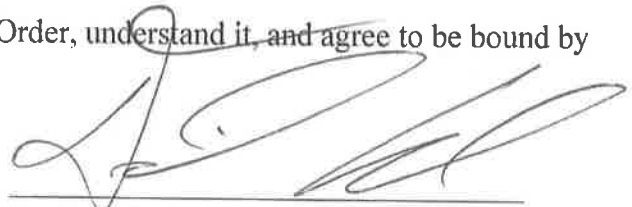
require the Board to take further action in collection of this debt. Respondent has twelve (12) months to reimburse the expenses before the debt will be considered final and transferred to the Louisiana Office of Debt Recovery (ODR). After transfer, the debt is subject to an additional collection fee of up to twenty-five percent (25%) of the total debt liability, as provided for in La. R.S. 47:1676(E).

8. Respondent shall comply with La R.S. 37:2415(B) and notify the Executive Director of the Louisiana Physical Therapy Board in writing and prior to a change of residence to another country, state, or jurisdiction. Upon relocation, all provisions of this Consent Order, except Paragraph 7 pertaining to reimbursement of legal and administrative expenses, are suspended until Respondent again resides within Louisiana, notifies the Executive Director of his Louisiana residence, and receives written confirmation from the Executive Director.
9. Respondent shall meet with the Board, or with the Board's representative, whenever requested during the probationary period, and shall fully cooperate in providing information and documents requested in such meetings.
10. Respondent shall have reliable access to a computer, internet, and telephone. In accordance with Board Rule §385, Respondent shall provide to the Executive Director his preferred telephone number and/or email address in writing for expedited communications regarding compliance with this Board Order within forty-eight (48) hours of signing the Consent Order. Respondent shall reply to Board emails and telephone calls within four (4) hours of such communication. Respondent shall notify the Executive Director in writing of any change to his preferred telephone number and/or email address immediately upon such change.
11. Respondent declares that, before signing this Consent Order, he is of sound mind has carefully read this document, understands the contents, and freely consents to it as valid and binding upon him. He is aware of his right to a notice of hearing, to a formal administrative hearing and to judicial review of an administrative finding, and freely waives those rights. Further, he has had the opportunity to be represented by legal counsel in this matter and in the negotiation of this Agreement.
12. Respondent acknowledges that his failure to comply with any term of this Consent Order is a basis for the immediate summary suspension of his license and for further disciplinary action by the Board.
13. Respondent acknowledges that this Consent Order only addresses the specific violations outlined above.
14. Respondent authorizes the Investigating Board Member, Phillip Page, and legal counsel assisting the Investigating Board Member, to present this Consent Order to the full Board for its consideration and to fully disclose and discuss with the Board the nature and results of the investigation. Respondent waives any objection to such disclosures under La. R.S. 49:960 and expressly acknowledges that the disclosure of such information to the Board shall be without prejudice to the Investigative Board Member's authority to file a formal Administrative Complaint against him, or to the Board's capacity, as currently comprised, or any future composition of the Board, to adjudicate such Complaint, should the Board decline to approve this Consent Order. Should the Board decline to approve this Consent

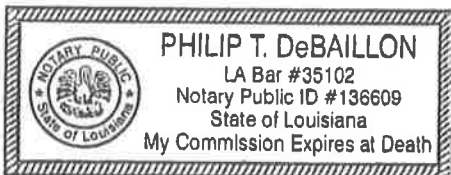
Order, Respondent retains all rights to due process including, but not limited to, his right to have notice of any allegations or charges against him, to administrative adjudication of such allegations or charges, and to a subsequent final decision rendered upon written findings of fact and conclusions of law.


15. Respondent acknowledges that presentation to and consideration by the Board of this Consent Agreement, including presented documentary evidence and information, shall not unfairly or illegally prejudice or preclude the Board, or any of its members, as the Board is currently constituted, or any future appointments to the Board, from further participation in hearings or resolution to these proceedings.
16. Respondent acknowledges that this Consent Order becomes effective only upon signature by the Board Chair.
17. Respondent acknowledges that all communication(s) regarding compliance with and/or fulfillment of the requirements of this Consent Order shall be in writing between Respondent and the Board Executive Director. No verbal communication(s) shall be considered proof of compliance or commitment. Respondent acknowledges that it is the responsibility of the Respondent to fully comply with the Consent Order and proactively communicate with the Board Executive Director.

I, Daniel Allemond, have read this Consent Order, understand it, and agree to be bound by its terms and conditions.


Daniel Allemond

SWORN TO and subscribed before me, Notary Public this 30th day of October, 2024,
in Lafayette, Louisiana.

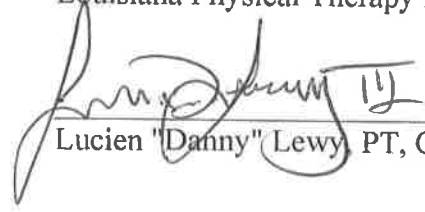



Notary Public
Philip DeBaillon
Notary Name printed (#)
Louisiana Bar Roll No. 35102
Notary Public ID: 136609



AGREED AND ACCEPTED by official action of the Board, this 11 day of December, 2024, at Lafayette, Louisiana.

Louisiana Physical Therapy Board



Lucien "Danny" Lewy, PT, Chair