



STATE OF MARYLAND

DHMH Board of Professional Counselors and Therapists

Maryland Department of Health and Mental Hygiene

4201 Patterson Avenue • Baltimore, Maryland 21215-2299

Martin O'Malley, Governor – Anthony G. Brown, Lt. Governor – John M. Colmers, Secretary

June 23, 2008

VIA FIRST CLASS MAIL

Gabriel W. Adelanwa
11942 Twin Lakes Drive
Apt. 24
Beltsville, Maryland 20705

**RE: Final Order of Revocation
Case Number 2007-07**

Dear Mr. Adelanwa:

Enclosed, please find the Final Order signed by the Board of Professional Counselors and Therapists on June 20, 2008.

Sincerely,

Aileen Taylor
Executive Director

Cc: Sherrai V. Hamm, Assistant Attorney General
Timothy J. Paulus, Deputy Counsel
Noreen Rubin, Board Counsel

IN THE MATTER OF	*	BEFORE THE STATE
GABRIEL W. ADELANWA	*	BOARD OF PROFESSIONAL
RESPONDENT	*	COUNSELORS AND THERAPISTS
LICENSE NUMBER: LC1235	*	CASE NUMBER: 2007-7

* * * * *

**ORDER OF REVOCATION OF
LICENSE TO PRACTICE PROFESSIONAL COUNSELING**

The State Board of Professional Counselors and Therapists ("the Board") notified Gabriel W. Adelanwa, ("the Respondent"), D.O.B. 07/09/58, of the Board's intent to revoke his license to practice professional counseling under the Maryland Professional Counselors and Therapists Act ("the Act"), Md. Health Occ. Code Ann. ("H.O.") §§ 17-101 *et seq.* (Repl. Vol. 2005 and Supp. 2007). The pertinent provisions state:

§ 17-313. Denial, probation, suspension or revocation of certificate applicant or holder.

Subject to the hearing provisions of § 17-314 of this subtitle, the Board, on the affirmative vote of a majority of its members then serving, may deny a certificate to any applicant, place any certificate holder on probation, reprimand any certificate holder, or suspend or revoke a certificate of any certificate holder if the applicant or certificate holder:

- (6) Is convicted of or pleads guilty or nolo contendere to a felony or a crime involving moral turpitude, whether or not any appeal or other proceeding is pending to have the conviction or plea set aside;

FINDINGS OF FACT

The Board finds that:

1. The Respondent was licensed to practice professional counseling in Maryland on June 22, 2001, having been issued license number LC1235.
2. On or about July 20, 2006, the Respondent was charged by way of a criminal information in the Circuit Court for Prince Georges County, Maryland, with one count of felony Medicaid fraud, in violation of Md. Crim. L. §8-509 (a copy of the Criminal Information in *State of Maryland v Gabriel W. Adelanwa*, Case Number: CT061522X, is attached to and incorporated herein as **Exhibit A**).
3. On or about November 20, 2006, the Respondent pled guilty in the Circuit Court for Prince Georges County, Maryland, to one count of felony Medicaid fraud, in violation of Md. Crim. L. § 8-509 (a copy of the Statements of Facts, the Plea Agreement and the Docket Entries in *State of Maryland v Gabriel W. Adelanwa*, Case Number: CT061522X, are attached hereto and incorporated herein as **Exhibit B**).
5. On or about December 7, 2006, the Respondent was sentenced by Circuit Court Judge Michael Whalen to five (5) years imprisonment with all but nine (9) months suspended. The Respondent was also ordered to serve a probationary period of five (5) years and to pay court costs.
6. Felony Medicaid fraud is a felony and a crime involving moral turpitude.
7. By pleading guilty to a felony and a crime involving moral turpitude, the Respondent violated the Act.

CONCLUSIONS

Based on the foregoing Findings of Fact, the Board concludes that the Respondent violated Md. Health Occ. Code Ann § 17-313 (6).

ORDER

Based on the foregoing Findings of Fact and Conclusions of Law, it is this 20TH day of June 2008, that the majority of the Board hereby:

ORDERED that the license issued to Gabriel W. Adelanwa to practice professional counseling is hereby revoked; and it is further

ORDERED that for purposes of public disclosure and as permitted by Md. State Govt. Code Ann. § 10-617(h) (Repl. Vol. 2004 and Supp. 2007), this document consists of the contents of the foregoing Findings of Fact, Conclusions of Law, and Order, and is reportable to any entity to whom the Board is obligated to report; and be it further

ORDERED that this Order is a public document pursuant to Md. State Govt. Code Ann. §§ 10-601 *et seq.* (Repl. Vol. 2005 and Supp. 2007).

June 20, 2008

Date

Lisa Jackson-Cherry

Lisa Jackson-Cherry, Ph.D, LCPC, Chair
Board of Professional Counselors and
Therapists

NOTICE OF RIGHT TO APPEAL

Pursuant to Md. Health Occ. Code Ann. §17-315 (Repl. Vol. 2005), you have a right to take a direct judicial appeal. A Petition for Judicial Review must be filed within thirty (30) days of your receipt of this Order and shall be made as provided for judicial review of a final decision in the Md. State Govt. Code Ann. §§ 10-201 *et seq.* (Repl. Vol. 2004 and Supp. 2007), and Title 7, Chapter 200 of the Maryland Rules.

CRIMINAL TRIALS

April "B" Term, 2006

STATE OF MARYLAND

VS.

GABRIEL W. ADELANWA
11942 Twinlakes Dr., #24
Beltsville, MD 20705

Tracking #:
District Ct.: N/A

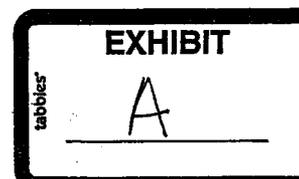
1/M; D.O.B.: 07/09/58
SSN: 538-82-6486

Claire Wisley, Investigator
Office of the Attorney General

CRIMINAL INFORMATION

Filed: _____, 2006

10-239-P |



STATE OF MARYLAND

V.

GABRIEL W. ADELANWA
11942 Twinlakes Dr., #24
Beltsville, MD 20705

Defendant

* IN THE
* CIRCUIT COURT FOR
* PRINCE GEORGES COUNTY
*
* CRIMINAL NO.

STATE OF MARYLAND, PRINCE GEORGE'S COUNTY, TO WIT:

COUNT ONE
Felony Medicaid Fraud

J. Joseph Curran, Jr., Attorney General for the State of Maryland, being duly authorized and empowered to investigate and prosecute the above-entitled case in this Court, on his official oath does present that GABRIEL W. ADELANWA, from on or about the 1st day of March, Two Thousand and Two, continuing through to and including on or about the 30th day of April, Two Thousand and Four, in Prince George's County, Maryland, and pursuant to one scheme and continuing course of conduct, did knowingly defraud the Maryland Medical Assistance Program, which is a State Medicaid program established pursuant to Title XIX of the Social Security Act of 1939, in that GABRIEL W. ADELANWA submitted and caused to be submitted claims to the Medicaid program for payment, falsely representing that he had provided certain services to Medical Assistance recipients, when he knew that the services were not in fact provided, and falsely representing that services were provided to Medical Assistance recipients that met the requirements for reimbursement when in fact he knew that they did not, and involving more than \$500 in the aggregate, all in violation of Criminal Law Article § 8-509, of the Annotated Code of Maryland,

contrary to the form of the Act of Assembly in such case made and provided, and against
the peace, government, and dignity of the State.

Felony Medicaid Fraud, Criminal Law Article §8-509;
Penalty, §8-515-5 years/\$100,000
CJIS Code, 2-2115

J. Joseph Curran, Jr.
Attorney General

Eileen McInerney
Assistant Attorney General
200 St. Paul St., 18th Floor
Medicaid Fraud Control Unit
Baltimore, MD 21202
(410)576-6521

DOUGLAS F. GANSLER
Attorney General



KATHERINE WINFREE
Chief Deputy Attorney General

JOHN B. HOWARD, JR.
Deputy Attorney General

STATE OF MARYLAND
OFFICE OF THE ATTORNEY GENERAL

TELECOPIER NO.
(410) 576-6314

WRITER'S DIRECT DIAL NO.
(410) 576-6521

FACSIMILE COVER SHEET

DATE: 1/29/07

TO: Rick Kenney

FROM: Rogay Gayhardt

FAX NUMBER: 410 358-2469

PHONE NUMBER: _____

SPECIAL INSTRUCTIONS: Here you go

RECEIVED
JAN 29 2007
**BOARD OF SOCIAL
WORK EXAMINERS**

TOTAL NUMBER OF PAGES: 3 (Including cover sheet)

If there is a problem with this transmission, please call (410) 576-6521.

FAX OPERATOR _____

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processing arrangements with the Maryland State Police assigned to the Office of the Attorney General.

3. A complete statement of facts relating to the criminal conduct on the part of the Defendant shall be presented by the State at the time of the guilty plea. This statement of facts will include evidence of all conduct uncovered by the State's investigation of this matter, including any crimes that, under the terms of this agreement, the State agrees not to prosecute. More specifically, the State will include in its statement of facts that the Defendant was duly-employed at Therapeutic Associates, Inc. ("TAP") and Washington Assessment and Therapy Services ("WATS") during the time period of the offense and that as such, he submitted false billings to Medicaid for both employments, that it was impossible for Defendant to have performed the number of units/hours of individual and family therapy for both entities on any given day during the time of the charged offense, although the State has agreed as a special condition of this plea agreement *not to prosecute* any criminal offenses related to fraudulent billing in connection with Defendant's WATS employment.

4. At the time of disposition, the State will ask for a sentence of five years incarceration with all but 18 months suspended. The State will ask that the Defendant be placed on the maximum period of five years probation upon his release from incarceration. The Defendant may argue for any sentence of 9 to 18 months, including a request that any sentence be served on home detention or work release. In the event that the Defendant makes a *meaningful and substantial payment* (at least 50% of the total restitution of \$366,000.00) towards the restitution at the time of the plea or sentencing, the State agrees to recommend a sentence of 5 years suspend all but 9 months to be

served on home detention. The Defendant agrees that he will not seek disposition under Criminal Procedure Article §6-220, Probation Before Judgment at the time of sentencing. The Defendant and the State both agree that if the disposition imposed by the Court includes any period of home detention, or work release, or order of restitution, that such disposition shall be both a part of the Defendant's sentence and a condition of any term of probation imposed by the Court.

5. The Defendant agrees that he owes restitution to the State Medical Assistance Program and he shall make restitution in the amount of \$366,000.00 to the State Department of Health and Mental Hygiene.

6. The Defendant shall pay all court costs in the amount ordered by the Court.

7. In return for the Defendant's plea of guilty and the promises contained in this plea agreement, the Attorney General will not further prosecute or pursue any criminal action against the Defendant for offenses related to the submission of false and fraudulent claims to the Maryland Medical Assistance Program by GABRIEL W. ADELANWA, including but not limited to Medicaid Fraud, felony theft, and violations of the Maryland income tax laws, insofar as the offenses occurred prior to the execution of this Plea Agreement.

8. The Defendant is a signatory to this agreement and hereby verifies that he has read the entire contents of this agreement, that he has had the full opportunity to discuss this agreement with his counsel, and has in fact reviewed this agreement with his counsel or hereby waives his right to do so and that his decision to enter into this Agreement is knowingly and voluntarily made.

9. The parties hereto agree that this document is a complete and accurate representation of the plea agreement in this case.

ATTORNEY GENERAL OF MARYLAND

DATE: 8/1/06

By: Eileen McInerney
Eileen McInerney
Assistant Attorney General

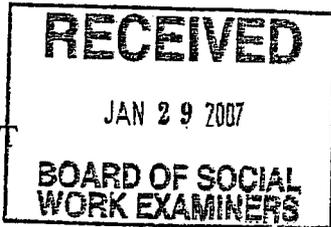
DATE: 6/23/06

Gabriel W. Adelanwa
Gabriel W. Adelanwa

I, Richard Arnold, Esquire, represent Gabriel W. Adelanwa with regard to the above referenced matter. I have carefully reviewed each part of this Plea Agreement with him, as well as a complete analysis and discussion of the overall case. To my knowledge, Gabriel W. Adelanwa's decision to enter into this Agreement is an informed and voluntary one.

DATE: 8/23/06

Richard Arnold
Richard Arnold, Esquire



STATE OF MARYLAND : IN THE CIRCUIT COURT
 v. : FOR
 GABRIEL W. ADELANWA : PRINCE GEORGE'S COUNTY
 Defendant Case No. CT-061522X

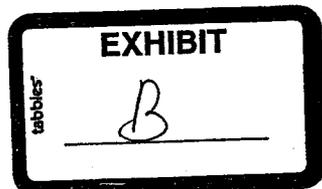
STATEMENT OF FACTS

This matter was referred to the Medicaid Fraud Control Unit in late October, 2004 by the Mental Hygiene Administration ("MHA"), Compliance Division, as the result of an audit of the Defendant in connection with his billing the Medicaid program for services as a licensed provider of mental health services. He operated his business as Therapeutic Associates, Inc. ("TAI"). The audit covered the time period of March, 2002-April, 2004 during which the Defendant submitted claims seeking and receiving payment totaling more than \$400,000.00. He claims to have rendered in-home therapy to his clients and did his billing from his home office, located in Prince George's County.

The Defendant became licensed as a Licensed Clinical Professional Counselor ("LCPC") and a provider of mental health services under MHA's /Maryland Public Mental Health System (Medicaid) in approximately 2001. He was selected for audit from a list of providers of mental health services in the Prince George's area who submitted the highest volume of Medicaid claims. During the period of the offense, there were multiple dates that he submitted claims for performing 36-51 units of service (each unit is approximately 45-50 minutes)-an impossibility. The audit revealed that he failed to keep adequate contact notes of treatment, a condition precedent to reimbursement, and he over-billed the number of units of service to which he was entitled to reimbursement, and billed for services (individual and family therapy) that in fact was never provided. In addition, he billed for services using his provider number, although in some instances the services were provided by two non-credentialed individuals. He was suspended from the program by MHA in June/July, 2004.

At the time of the audit, Adelanwa claimed that the high number of units billed per day were due to other individuals performing the services that were billed under his number, which is in violation of the regulations. When asked if these people were licensed he changed his story and said that they were interns—still in violation of the regulations. Of the nearly 11,000 claims that he submitted for payment, approximately 1200 were for work performed by the unlicensed individuals for a total payment of approximately \$68,000.00, which means the bulk of the \$400,000.00 paid claims over two years were for work he allegedly performed.

In fact, he submitted approximately 6600 claims for therapy he allegedly personally performed on behalf of 102 recipients and was paid nearly \$349,000.00. Of those claims, he defrauded the program in several ways:



He submitted 2548 claims and was paid \$114,167.00 for a 75-80 minute visit, although he never performed more than a 45-50 minute visit. In the audit he admitted that he never went over 1 hour which included his travel time.

He submitted 225 claims and was paid \$5290.00 for group therapy. He submitted 3641 claims and was paid \$143,133.00 for family therapy with patient. In a statement during the audit, he claimed that billing for group and family was a mistake. In fact, there is no evidence that group or family was rendered.

In interviews with several recipient clients, he may have seen the client no more than 5 times/units (i.e., no more than a 45-50 min. unit of service) although he may have billed for as many as 193 units/hrs. of services, thereby having falsified most of his contact notes, which upon review are nonspecific and generic. When he did have contact with the client, he never spent more than 45-50 minutes with them, and in fact, most indicated that he spent less than 30 minutes with them. In some cases, it appears that he abandoned the children as clients after a few visits, although most of these children had significant psycho-social issues and truly needed mental health services.

Prior to the initiation of treatment, an initial intake is performed by the provider which is the triggering event for an authorization to treat and receive payment from the program. Each authorization is for a certain number of pre-authorized units over a specific period of time. Typically, the provider requests the maximum number of units. In this case, the Defendant billed out the maximum number of authorized units and appears to have sought additional authorizations, although he had stopped rendering services after a handful of 5-10 minute visits.

The Defendant was simultaneously employed by another provider, during the time of this offense, although per the terms of the written plea agreement, the Defendant is not being prosecuted for any fraudulent claims that he may have submitted in connection with that employment. For the overlapping 90 day period that he billed for both places of employment, he submitted over 1700 claims. On one particular day, he billed as though he personally rendered 51 units/hrs. of service to 31 clients between TAI, Inc. and the other provider. In fact, he rarely billed less than 10 units/hrs. per day.

All the events occurred in Prince George's County and the Defendant is seated before you at trial table.

Circuit Court For Prince George's County, Maryland

Case No. CT061522X

State of Maryland

VS.

Gabriel W. Adelanwa
11942 Twinlakes Drive
#24
Beltsville, MD 20705

Alias: Gabriel W. Adelanwa
DOB: 07/09/1958
ID#: @178527
Tracking#: 01-7016-00004-6
Dist Court#:

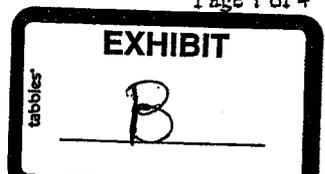
Assistant State's Attorney:
Defense Attorney: Richard P Arnold

DCM Track: A1
Rule 4-271 Date: 02/06/2007

Charge: Medicaid Fraud
One of 1 related Charges
Citation Number:

Event Activity

Date	Event	Date	Closing Docket	Judge/Master
08/11/06	Initial Arraignment	08/10/06	Initial Arraignment Moot	Vincent J Femia
10/06/06	Motions Hearing	10/05/06	Motions Hearing Moot	
10/25/06	Trial	10/18/06	Trial Continued/Prior To	
11/20/06	Plea Hearing	11/20/06	Plea Hearing Held	Michael P Whalen
12/07/06	Sentencing Hearing	12/07/06	Sentencing Held	Michael P Whalen
12/07/06	Trial	11/20/06	Trial Moot	
02/06/07	Hicks Date	12/07/06	Hicks Complied	



Circuit Court For Prince George's County, Maryland

Case No. CT061522X

Docket Activity

Date	User	Docket Entry
07/20/06	(FAW)	Information by SAO Criminal Information for (ct. 1) felony medicaid fraud, filed. few
07/25/06	(FAW)	Sum w/cpy Indct Mld to Def Fd few
08/10/06	(ADS)	Answer to Motion to Supp, Fd #98
08/10/06	(BSW)	Initial Arraignment Moot
08/10/06	(ADS)	Line Filed Line enter the appearance of Richard P. Arnold for the defendant, filed #98
08/10/06	(ADS)	Request for Discovery Defendant's Request for Discovery and Motion to Produce Documents, filed #98
08/28/06	(ADS)	Motion Filed State's response to Motion to suppress evidence, filed #98.
08/28/06	(ADS)	Request for Discovery State's discovery, filed #98
10/05/06	(NMS)	Line Filed 271.
10/05/06	(TLT)	Motions Hearing Moot ^099^ Motions Withdrawn
10/17/06	(CKF)	Motion for Continuance, fd Motion to Continue, filed, #319.
10/18/06	(TLT)	Trial Continued/Prior To ^804^ Defense Attorney in carry over Trial/Conflict
10/24/06	(AJN)	Order of Court, filed Ordered by Judge Whalen the motion to continue is to be granted and it is further ordered that the trial-date be continued to 12/07/2006, filed #353
11/20/06	(ALA)	Adult Daily Sheet, Filed

Circuit Court For Prince George's County, Maryland

Case No. CT061522X

Docket Activity

Date	User	Docket Entry
		<p>#227 Hearing on Defendant's Motion for Release on Bond. Judge Whalen; Ms. R. Watson, Reporter. Motion Granted. Ordered by Judge Whalen that the Immediate Release of Nathaniel Tremaine Hall be issued. Nathaniel Tremaine Hall is the twin Brother of Nathaniel Calvin Hall and was arrested in error. Further Ordered by Judge Whalen that any Bond for Nathaniel Calvin Hall is hereby Revoked. Defendant failed to answer. Ordered that Bench Warrant issue, returnable to Circuit Court Only. No Bond Set. FTA: Trial. Bench Warrant to serve as a Detainer in Anne Arundel County Detention Center.</p>
11/20/06	(DEM)	<p>Adult Daily Sheet, Filed — #85 LL Judge Whalen; Ms. R. Watson, Reporter. Plea of not guilty withdrawn and ABA plea of guilty entered to count 1 - Medicaid Fraud. Court accepts plea. Pre-sentence investigation waived. Sentencing date 12/7/06 at 9:30am Before Judge Whalen. Bond to continue pending sentencing. All parties and attorneys notified. Defendant to turn over an escrow check to the assistant Attorney General in open court in the amount of \$183,000.00 towards restitution payable to the Department of Mental Hygiene due today.</p>
11/20/06	(TRS)	Plea Hearing Held
11/20/06	(TRS)	Trial Moot
12/07/06	(KRH)	<p>Adult Daily Sheet, Filed — #080/KH Judge Whalen; Mr. Spear, Reporter. Sentenced to the Jurisdiction of the Division of Correction as follows: Count 1 for a period of 5 years, all but 9 months suspended. Sentenced to commence as of 12/8/06 at 9:00AM. 0 days credit given. Defendant is placed on supervised probation for a period of 5 years. Sentenced to be served at the County Detention Center. Home Detention Program. Court costs assessed \$145.00. Order for probation, filed. Any bench warrants are recalled. Any bond discharged. Restitution in the amount three hundred and sixty six thousand dollars to Louis Watson - DHMH Medical Recover. Order to Provide DNA Sample signed and attached.</p>
12/07/06	(DSS)	Hicks Complied

Circuit Court For Prince George's County, Maryland

Case No. CT061522X

Docket Activity

Date	User	Docket Entry
12/07/06	(DSS)	Sentencing Held
12/08/06	(CKF)	Court Costs Assessed The fee ACCF in the amount of 80.00 was added on CBAACCD.
12/08/06	(CKF)	Court Costs Assessed The fee APPF in the amount of 20.00 was added on CBAACCD.
12/08/06	(CKF)	Court Costs Assessed The fee CICF in the amount of 20.00 was added on CBAACCD.
12/08/06	(CKF)	Court Costs Assessed The fee VOC in the amount of 22.50 was added on CBAACCD.
12/08/06	(CKF)	Court Costs Assessed The fee VWPR in the amount of 2.50 was added on CBAACCD.
12/08/06	(CKF)	Fine & Cost Paid, fd Court costs in the amount of \$145.00 paid on 12/07/06, Receipt #42828. A Payment of -\$145.00 was made on receipt CCAD5101.
12/08/06	(NMS)	Motion Reconsideration of Sent Filed, 271.
12/13/06	(NMS)	Letter Requesting Copies Fd Copies mailed 12-29-06 #271.
12/26/06	(CLM)	Adult Sentence Decision
12/29/06	(CLM)	Commitment Issued, Filed 354
12/29/06	(CLM)	Fine & Cost Invoice Assesd Fd 354
12/29/06	(CLM)	MD Sentencing Guidelines, fd 354