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UNITED STATES DISTRICT COURT
FOR THE CENTRAL DISTRICT OF CALIFORNIA
October 2008 Grand Jury

UNITED STATES OF AMERICA,)
)
Plaintiff,)
)
v.)
)
EVELYN TISOY,)
ROSEMARIE LABASAN,)
JISELLE SALVILLA,)
BERLY SCHWARTZ,)
ALFREDO DE VEYRA,)
JOSERAMON GUZMAN,)
FERMIN HERRERA,)
DANTE DAVID,)
ASHER MOSQUEDA,)
MIGNONETTE RONGAVILLA,)
ERNESTO SEVILLANA,)
JUAN IGAMEN,)
JOANA BALBOA,)
ALWYN PONGCO,)
FE FILART,)
PABLO MARCIAL,)
CHRISTINA RODRIGUEZ,)
JOSEPH BAGAYBAGAYAN,)
MARGARET NAMAWAJJE,)
LEONEL GONZALEZ,)
YOLANDA MOJICA,)
MARGARITA NIETO-ROJAS,)
CORAZON GINA GENONA DABAO,)
MARYGRACE VALDEVIESO,)
MA SOCORRO NARCISO,)
ROBERTA STALEY,)
ANNA SAMBO,)
VIVIAN FRANCISCO,)

CR 09-00609

I N D I C T M E N T

[18 U.S.C. § 1349: Conspiracy to Commit Health Care Fraud; 18 U.S.C. § 1347: Health Care Fraud; 18 U.S.C. § 2: Aiding and Abetting, Causing an Act to be Done]

ARM:arm

1 CORINNE GUIANG,)
)
 2 CARLISELE LE,)
)
 3 MARIA CORDOVA,)
)
 4 RUTH MAGRACIA,)
)
 5 VIRGILIA EBO,)
)
 6 ORLEE LUMIGUID,)
)
 7 LOVELYN GONZAGA,)
)
 8 ROSEMARIE GUILLEN,)
)
 9 MA AILAINÉ OMILLO,)
)
 10 LORENA VALLEJO,)
)
 11 LUZ OROGO,)
)
 12 ICYLON ANDAL GUCE,)
)
 13 RANDY ANTONIO JOVER,)
)
 14 BERNADITA BAGNOL,)
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 Defendants.)

10
 11 The Grand Jury charges:

12 COUNT ONE

13 [18 U.S.C. §§ 1349, 2]

14 A. INTRODUCTORY ALLEGATIONS

15 At all times relevant to this Indictment:

16 The Home Health Agency and Nursing Registries

17 1. Medicare Plus Home Health Providers ("Medicare Plus")
 18 was a home health agency located in Santa Fe Springs,
 19 California, within the Central District of California. Medicare
 20 Plus had a valid Medi-Cal provider number and received payments
 21 from Medi-Cal for private duty nursing services to disabled
 22 Medi-Cal patients, many of them children. Medicare Plus was
 23 owned and operated by Priscilla Villabroza ("Villabroza") and
 24 others.

25 2. Excel Plus Home Health Services ("Excel Plus") was a
 26 nursing registry that purportedly provided licensed nursing
 27 staff to Medicare Plus. Excel Plus was owned and operated by
 28 Villabroza and others.

1 3. Unicare Health Professional ("Unicare") was a business
2 name ("dba") that Villabroza used to pay unlicensed individuals
3 to visit Medicare Plus patients.

4 The Nursing Manager Defendants

5 4. Defendant EVELYN TISOY ("TISOY") was in charge of
6 operations at Excel Plus and managed the individuals who made
7 the nursing visits that Medicare Plus billed to Medi-Cal.

8 5. Defendant ROSEMARIE LABASAN ("LABASAN") worked for
9 Excel Plus and also managed the individuals who made the nursing
10 visits that Medicare Plus billed to Medi-Cal. (Collectively,
11 defendant TISOY and defendant LABASAN are the "Nursing Manager
12 Defendants").

13 6. Susan Bendigo ("Bendigo") was a Director of Nursing at
14 Excel Plus and was another supervisor for the individuals who
15 made the nursing visits that Medicare Plus billed to Medi-Cal.

16 The Unlicensed Nurse Defendants

17 7. Defendant JISELLE SALVILLA ("SALVILLA"), defendant
18 BERLY SCHWARTZ ("SCHWARTZ"), defendant ALFREDO DE VEYRA ("DE
19 VEYRA"), defendant JOSERAMON GUZMAN ("GUZMAN"), defendant FERMIN
20 HERRERA ("HERRERA"), defendant DANTE DAVID ("DAVID"), defendant
21 ASHER MOSQUEDA ("MOSQUEDA"), defendant MIGNONETTE RONGAVILLA
22 ("RONGAVILLA"), defendant ERNESTO SEVILLANA ("SEVILLANA"),
23 defendant JUAN IGAMEN ("IGAMEN"), defendant JOANA BALBOA
24 ("BALBOA"), defendant ALWYN PONGCO ("PONGCO"), defendant FE
25 FILART ("FILART"), defendant PABLO MARCIAL ("MARCIAL"),
26 defendant CHRISTINA RODRIGUEZ ("RODRIGUEZ"), defendant JOSEPH
27 BAGAYBAGAYAN ("BAGAYBAGAYAN"), defendant MARGARET NAMAJEJE
28 ("NAMAJEJE"), defendant LEONEL GONZALEZ ("GONZALEZ"), defendant

1 YOLANDA MOJICA ("MOJICA"), defendant MARGARITA NIETO-ROJAS
2 ("NIETO-ROJAS"), defendant CORAZON GINA GENONA DABAO ("DABAO"),
3 defendant MARYGRACE VALDEVIESO ("VALDEVIESO"), defendant MA
4 SOCORRO NARCISO ("NARCISO"), defendant ROBERTA STALEY
5 ("STALEY"), defendant ANNA SAMBO ("SAMBO"), defendant VIVIAN
6 FRANCISCO ("FRANCISCO"), defendant CORINNE GUIANG ("GUIANG"),
7 defendant CARLISELE LE ("LE"), defendant MARIA CORDOVA
8 ("CORDOVA"), defendant RUTH MAGRACIA ("MAGRACIA"), defendant
9 VIRGILIA EBO ("EBO"), defendant ORLEE LUMIGUID ("LUMIGUID"),
10 defendant LOVELYN GONZAGA ("GONZAGA"), defendant ROSEMARIE
11 GUILLEN ("GUILLEN"), defendant MA AILAINÉ OMILLO ("OMILLO"),
12 defendant LORENA VALLEJO ("VALLEJO"), defendant LUZ OROGO
13 ("OROGO"), defendant ICYLON ANDAL GUCE ("GUCE"), defendant RANDY
14 ANTONIO JOVER ("JOVER"), and defendant BERNADITA BAGNOL
15 ("BAGNOL") were individuals who had no nursing license in
16 California but who nonetheless made home visits and provided
17 private duty nursing services to Medi-Cal patients served by
18 Medicare Plus (collectively, the "Unlicensed Nurse Defendants").

19 The Medi-Cal Program

20 8. The Medi-Cal Program ("Medi-Cal") was a health care
21 benefit program, affecting commerce, that provided reimbursement
22 for medically necessary health care services to indigent persons
23 in California. Funding for Medi-Cal was shared between the
24 federal government and the State of California.

25 9. The California Department of Health Care Services
26 ("CAL-DHCS") administered Medi-Cal. CAL-DHCS authorized
27 provider participation, determined beneficiary eligibility,
28 issued Medi-Cal cards to beneficiaries, and promulgated

1 regulations for the administration of the program.

2 10. Individuals who qualified for Medi-Cal benefits were
3 referred to as "beneficiaries."

4 11. Medi-Cal reimbursed home health agencies and other
5 health care providers for medically necessary treatment and
6 services rendered to beneficiaries.

7 12. Health care providers, including home health agencies,
8 could receive direct reimbursement from Medi-Cal by applying to
9 Medi-Cal and receiving a unique provider number.

10 13. To obtain payment for services, an enrolled provider,
11 using its unique provider number, would submit claims to Medi-
12 Cal certifying that the information on the claim form was
13 truthful and accurate and that the services provided were
14 reasonable and necessary to the health of the Medi-Cal
15 beneficiary.

16 14. As a benefit for certain qualifying beneficiaries,
17 Medi-Cal would pay for medically necessary private duty nursing
18 services from a Registered Nurse ("RN") or a Licensed Vocational
19 Nurse ("LVN").

20 15. Under a Medi-Cal program called Early and Periodic
21 Screening, Diagnosis, and Treatment ("EPSDT") Supplemental
22 Services, Medi-Cal beneficiaries under the age of 21 could
23 receive private duty nursing services from a RN or an LVN.

24 16. When seeking reimbursement for EPSDT Supplemental
25 Services, Medi-Cal providers were required to identify
26 accurately the type of health care professional who performed
27 the services because certain services, including private duty
28 nursing services, were reimbursed by Medi-Cal at rates

1 B. OBJECT OF THE CONSPIRACY

2 21. Beginning at least as early as August 2004, and
3 continuing to at least in or about December 2007, in Los Angeles
4 County, within the Central District of California, and
5 elsewhere, the Nursing Manager Defendants and the Unlicensed
6 Nurse Defendants, along with Villabroza, Bendigo, and others
7 known and unknown to the Grand Jury, knowingly combined,
8 conspired, and agreed to execute a scheme to defraud a health
9 care benefit program, namely Medi-Cal, in violation of 18 U.S.C.
10 § 1347.

11 C. THE MEANS OF THE CONSPIRACY

12 22. The object of the conspiracy was carried out and to be
13 carried out, in substance, as follows:

14 a. Villabroza and other co-conspirators would arrange
15 for Medicare Plus to provide private duty nursing services to
16 Medi-Cal beneficiaries, including children and youths eligible
17 for ESPDT Supplemental Services who suffered from disabling
18 conditions such as cerebral palsy or developmental delay and who
19 needed professional nursing assistance at home and at school.

20 b. Villabroza, Bendigo, the Nursing Manager
21 Defendants, and other co-conspirators would hire the Unlicensed
22 Nurse Defendants and others to provide these services, knowing
23 that the Unlicensed Nurse Defendants and others were not
24 licensed in California and that some of them had little or no
25 medical training or background.

26 c. To conceal their use of unlicensed nurses,
27 Villabroza, Bendigo, and the Nursing Manager Defendants would
28 pay the Unlicensed Nurse Defendants and others through Excel

1 Plus and Unicare so that their names would not appear on the
2 Medicare Plus payroll or checks.

3 d. The Unlicensed Nurse Defendants would visit the
4 Medi-Cal beneficiaries at home and at school and provide nursing
5 services, including administering medications, adjusting
6 ventilators, and feeding through gastronomy tubes.

7 e. Villabroza, Bendigo, the Nursing Manager
8 Defendants, and other co-conspirators would direct the
9 Unlicensed Nurse Defendants to lie about their licensing and
10 qualifications by telling the parents or guardians of the
11 disabled Medi-Cal beneficiaries that they were LVNs.

12 f. The Unlicensed Nurse Defendants would falsely
13 present themselves as professionals; would conceal their
14 unlicensed status from the parents or guardians of the disabled
15 Medi-Cal beneficiaries; and would in some cases affirmatively
16 misrepresent themselves as LVNs.

17 Signing "LVN" on Nursing Notes

18 g. Villabroza, Bendigo, the Nursing Manager
19 Defendants, and other co-conspirators would instruct some of the
20 Unlicensed Nurse Defendants to present themselves as LVNs and to
21 write "LVN" after their name on Nursing Notes and other various
22 paperwork associated with their visits to disabled Medi-Cal
23 beneficiaries.

24 h. Defendants SALVILLA, BAGAYBAGAYAN, GUCE, and
25 JOVER, and others, would, in fact, write "LVN" after their names
26 on Nursing Notes and on other paperwork even though, as they
27 then well knew, they were not LVNs.

28 Intentionally Leaving Nursing Notes Unsigned

1 i. Villabroza, Bendigo, the Nursing Manager
2 Defendants, and other co-conspirators would direct some of the
3 Unlicensed Nurse Defendants to present themselves to the
4 patients and their families as LVNs but to leave their Nursing
5 Notes unsigned so that the Nursing Notes could later be signed
6 with the name of an actual LVN.

7 j. Defendants SALVILLA, SCHWARTZ, MOSQUEDA,
8 RONGAVILLA, BALBOA, PONGCO, FILART, RODRIGUEZ, NAMAJEJJE,
9 GONZALEZ, MOJICA, NIETO-ROJAS, DABAO, VALDEVIESO, STALEY, SAMBO,
10 FRANCISCO, GUIANG, LE, CORDOVA, MAGRACIA, EBO, LUMIGUID,
11 GUILLEN, OMILLO, VALLEJO, OROGO, and BAGNOL, and others, would
12 intentionally leave their Nursing Notes unsigned knowing full
13 well that someone would later sign the name of an actual LVN to
14 make it appear that the services they performed were provided by
15 an actual LVN.

16 Assuming the Identity of an Actual LVN

17 k. Villabroza, Bendigo, the Nursing Manager
18 Defendants, and others would provide some of the Unlicensed
19 Nurse Defendants with the identity of an actual LVN for the
20 Unlicensed Nurse Defendants to assume when visiting disabled
21 Medi-Cal beneficiaries.

22 l. Many of the Unlicensed Nurse Defendants who were
23 given assumed identities, including defendants DE VEYRA, GUZMAN,
24 HERRERA, DAVID, MOSQUEDA, RONGAVILLA, SEVILLANA, IGAMEN,
25 MARCIAL, RODRIGUEZ, EBO, and JOVER, and others, would use the
26 assumed identity in interactions with the disabled Medi-Cal
27 beneficiaries and their families, posing as the LVN whose name
28 they had been given.

1 m. Many of the Unlicensed Nurse Defendants,
2 including defendants DE VEYRA, GUZMAN, HERRERA, DAVID,
3 RONGAVILLA, SEVILLANA, IGAMEN, MARCIAL, RODRIGUEZ, NIETO-ROJAS,
4 DABAO, NARCISO, and GONZAGA, and others, would sign at least
5 some of their Nursing Notes with the name of the LVN whose
6 identity had been given to them.

7 n. Villabroza, Bendigo, the Nursing Manager
8 Defendants, the Unlicensed Nurse Defendants, and other co-
9 conspirators would cause Medicare Plus to submit claims to Medi-
10 Cal for the services performed by the Unlicensed Nurse
11 Defendants, knowing full well that Medi-Cal did not cover
12 private duty nursing services performed by unlicensed
13 individuals.

14 o. Villabroza, Bendigo, the Nursing Manager
15 Defendants, the Unlicensed Nurse Defendants, and other co-
16 conspirators would cause Medicare Plus to submit claims to Medi-
17 Cal that falsely represented that the services performed by the
18 Unlicensed Nurse Defendants had been performed by actual LVNs.

19 p. By these means, Villabroza, Bendigo, the Nursing
20 Manager Defendants, the Unlicensed Nurse Defendants, and other
21 co-conspirators induced Medi-Cal to pay at least \$4,596,376.78
22 for nursing services provided by the Unlicensed Nurse Defendants
23 that were fraudulently billed as licensed nursing services.

24 D. OVERT ACTS

25 23. In furtherance of the conspiracy and to accomplish its
26 object, the Nursing Manager Defendants and the Unlicensed Nurse
27 Defendants together with Villabroza, Bendigo, and others known
28 and unknown to the Grand Jury, aided and abetted, committed, and

1 willfully caused others to commit the following overt acts,
2 among others, in the Central District of California and
3 elsewhere:

4 Overt Act No. 1: On or about August 30, 2004, defendant
5 TISOY, defendant LABASAN, and other co-conspirators hired
6 defendant MARCIAL to work at Excel Plus and they told him to
7 assume the name of R.M., an actual LVN.

8 Overt Act No. 2: On or about August 30, 2004, defendant
9 TISOY, defendant LABASAN, and other co-conspirators showed
10 defendant MARCIAL an example of R.M.'s signature and they told
11 defendant MARCIAL to sign his Nursing Notes as R.M.

12 Overt Act No. 3: On or about December 1, 2004, defendant
13 BAGAYBAGAYAN visited patient M.C., presented himself as an LVN,
14 and performed services that should have been performed by an
15 LVN.

16 Overt Act No. 4: On or about December 1, 2004, defendant
17 BAGAYBAGAYAN signed his Nursing Notes for his visit with patient
18 M.C. with the title "LVN" next to his name.

19 Overt Act No. 5: On or about December 20, 2004, defendant
20 BAGAYBAGAYAN was paid by Unicare (Check 1941) for his visit to
21 patient M.C. on December 1, 2004.

22 Overt Act No. 6: On or about January 3, 2005, defendant
23 HERRERA visited patient M.Y., presented himself as an LVN, and
24 performed services that should have been performed by an LVN.

25 Overt Act No. 7: On or about January 3, 2005, defendant
26 HERRERA signed his Nursing Notes for a patient visit as L.T., an
27 individual whom HERRERA knew was an LVN, so that it would appear
28 as if an LVN had made the visit.

1 Overt Act No. 8: On or about January 31, 2005, defendant
2 TISOY, defendant LABASAN, defendant BAGAYBAGAYAN, and other co-
3 conspirators submitted and caused to be submitted to Medi-Cal a
4 claim (Claim No. 5031254503401) for payment of approximately
5 \$558.79 for alleged LVN services provided to patient M.C. on
6 December 1, 2004.

7 Overt Act No. 9: On or about February 5, 2005, defendant
8 HERRERA was paid by Excel Plus (Check 3104) for his visit to
9 patient M.Y. on January 3, 2005.

10 Overt Act No. 10: On or about April 22, 2005, defendant
11 TISOY, defendant LABASAN, defendant HERRERA, and other co-
12 conspirators submitted and caused to be submitted to Medi-Cal a
13 claim (Claim No. 5112230508903) for payment of approximately
14 \$676.43 for alleged LVN services provided to patient M.Y. on
15 January 3, 2005.

16 Overt Act No. 11: On or about May 2, 2005, defendant SAMBO
17 visited patient A.S., presented herself as an LVN, and performed
18 services that should have been performed by an LVN.

19 Overt Act No. 12: On or about May 2, 2005, defendant SAMBO
20 submitted her Nursing Notes for her visit to patient A.S. with
21 the signature line left blank to be signed with the name of an
22 LVN who had not, in fact, made the visit.

23 Overt Act No. 13: On or about May 16, 2005, defendant
24 JOVER visited patient A.C., presented himself as an LVN, and
25 performed services that should have been performed by an LVN.

26 Overt Act No. 14: On or about May 16, 2005, defendant
27 JOVER signed his Nursing Notes for his visit with patient A.C.
28 with the title "LVN" next to his name.

1 Overt Act No. 15: On or about June 5, 2005, defendant
2 SAMBO was paid by Unicare (Check 2371) for her visit to patient
3 A.S. on May 2, 2005.

4 Overt Act No. 16: On or about June 20, 2005, defendant
5 JOVER was paid by Unicare (Check 2408) for his visit to patient
6 A.C. on May 16, 2005.

7 Overt Act No. 17: On or about August 4, 2005, defendant
8 TISOY, defendant LABASAN, defendant JOVER, and other co-
9 conspirators submitted and caused to be submitted to Medi-Cal a
10 claim (Claim No. 5216609612407) for payment of approximately
11 \$470.56 for alleged LVN services provided to patient A.C. on May
12 16, 2005.

13 Overt Act No. 18: On or about August 16, 2005, defendant
14 GONZAGA visited patient E.M., presented herself as an LVN, and
15 performed services that should have been performed by an LVN.

16 Overt Act No. 19: On or about August 16, 2005, defendant
17 GONZAGA signed her Nursing Notes as M.G., an individual whom
18 defendant GONZAGA knew was an LVN, so that it would appear as if
19 an LVN had made the visit.

20 Overt Act No. 20: On or about August 21, 2005, defendant
21 GUIANG visited patient J.L. and signed her Nursing Notes in
22 pencil for her visit so that an LVN could eventually sign the
23 Nursing Notes as if that LVN had completed the visit.

24 Overt Act No. 21: On or about September 1, 2005, defendant
25 NAMAJEJJE visited patient B.T., presented herself as an LVN, and
26 performed services that should have been performed by an LVN.

27 Overt Act No. 22: On or about September 1, 2005, defendant
28 NAMAJEJJE submitted her Nursing Notes for her visit to patient

1 B.T. with the signature line left blank to be signed with the
2 name of an LVN who had not, in fact, made the visit.

3 Overt Act No. 23: On or about September 1, 2005, defendant
4 DE VEYRA visited patient M.C., presented himself as an LVN, and
5 performed services that should have been performed by an LVN.

6 Overt Act No. 24: On or about September 1, 2005, defendant
7 DE VEYRA signed his Nursing Notes as M.G., an individual whom
8 defendant DE VEYRA knew was an LVN, so that it would appear as
9 if an LVN had made the visit.

10 Overt Act No. 25: On or about September 19, 2005,
11 defendant OROGO visited patient H.C., presented herself as an
12 LVN, and performed services that should have been performed by
13 an LVN.

14 Overt Act No. 26: On or about September 19, 2005,
15 defendant OROGO submitted her Nursing Notes for her visit to
16 patient H.C. with the signature line left blank to be signed
17 with the name of an LVN who had not, in fact, made the visit.

18 Overt Act No. 27: On or about September 19, 2005,
19 defendant PONGCO visited patient M.Y., presented himself as an
20 LVN, and performed services that should have been performed by
21 an LVN.

22 Overt Act No. 28: On or about September 19, 2005,
23 defendant PONGCO submitted his Nursing Notes for his visit to
24 patient M.Y. with the signature line left blank to be signed
25 with the name of an LVN who had not, in fact, made the visit.

26 Overt Act No. 29: On or about September 20, 2005,
27 defendant GONZAGA was paid by Unicare (Check 2653) for her visit
28 to patient E.M. on August 16, 2005.

1 Overt Act No. 30: On or about September 20, 2005,
2 defendant GUIANG received funds from Unicare (Check 2636) for
3 her visit to patient J.L. on August 21, 2005.

4 Overt Act No. 31: On or about October 1, 2005, defendant
5 STALEY visited patient A.S., presented herself as an LVN, and
6 performed services that should have been performed by an LVN.

7 Overt Act No. 32: On or about October 1, 2005, defendant
8 STALEY submitted her Nursing Notes for her visit to patient A.S.
9 with the signature line left blank to be signed with the name of
10 an LVN who had not, in fact, made the visit.

11 Overt Act No. 33: On or about October 5, 2005, defendant
12 DE VEYRA was paid by Unicare (Check 2678) for his visit to
13 patient M.C. on September 1, 2005.

14 Overt Act No. 34: On or about October 5, 2005, defendant
15 OROGO was paid by Unicare (Check 2666) for her visit to patient
16 H.C. on September 19, 2005.

17 Overt Act No. 35: On or about October 5, 2005, defendant
18 NAMAWEJJE was paid by Unicare (Check 2673) for her visit to
19 patient B.T. on September 1, 2005.

20 Overt Act No. 36: On or about October 17, 2005, defendant
21 TISOY, defendant LABASAN, defendant GONZAGA, and other co-
22 conspirators submitted and caused to be submitted to Medi-Cal a
23 claim (Claim No. 5290250809813) for payment of approximately
24 \$470.56 for alleged LVN services provided to patient E.M. on
25 August 16, 2005.

26 Overt Act No. 37: On or about October 19, 2005, defendant
27 MARCIAL visited patient H.C., presented himself as an LVN, and
28 performed services that should have been performed by an LVN.

1 Overt Act No. 38: On or about October 19, 2005, defendant
2 MARCIAL signed his Nursing Notes as R.M., an individual whom
3 defendant MARCIAL knew was an LVN, so that it would appear as if
4 an LVN had made the visit.

5 Overt Act No. 39: On or about October 20, 2005, defendant
6 PONGCO was paid by Unicare (Check 3790) for his visit to patient
7 M.Y. on September 19, 2005.

8 Overt Act No. 40: On or about October 26, 2005, defendant
9 TISOY, defendant LABASAN, defendant OROGO, and other co-
10 conspirators submitted and caused to be submitted to Medi-Cal a
11 claim (Claim No. 5299607045802) for payment of approximately
12 \$470.56 for alleged LVN services provided to patient H.C. on
13 September 19, 2005.

14 Overt Act No. 41: On or about October 31, 2005, defendant
15 TISOY, defendant LABASAN, defendant DE VEYRA, and other co-
16 conspirators submitted and caused to be submitted to Medi-Cal a
17 claim (Claim No. 5304250807701) for payment of approximately
18 \$294.10 for alleged LVN services provided to patient M.C. on
19 September 1, 2005.

20 Overt Act No. 42: On or about November 4, 2005, defendant
21 STALEY was paid by Unicare (Check 2773) for her visit to patient
22 A.S. on October 1, 2005.

23 Overt Act No. 43: On or about November 17, 2005, defendant
24 TISOY, defendant LABASAN, defendant MARCIAL, and other co-
25 conspirators submitted and caused to be submitted to Medi-Cal a
26 claim (Claim No. 5321610683909) for payment of approximately
27 \$470.56 for alleged LVN services provided to patient H.C. on
28 October 19, 2005.

1 Overt Act No. 44: On or about November 21, 2005, defendant
2 MARCIAL was paid by Unicare (Check 2789) for his visit to
3 patient H.C. on October 19, 2005.

4 Overt Act No. 45: On or about December 5, 2005, defendant
5 TISOY, defendant LABASAN, defendant SAMBO, and other co-
6 conspirators submitted and caused to be submitted to Medi-Cal a
7 claim (Claim No. 5339607217501) for payment of approximately
8 \$235.28 for alleged LVN services provided to patient A.S. on May
9 2, 2005.

10 Overt Act No. 46: On or about December 27, 2005, defendant
11 TISOY, defendant LABASAN, defendant GUIANG, and other co-
12 conspirators submitted and caused to be submitted to Medi-Cal a
13 claim (Claim No. 5361251603408) for payment of approximately
14 \$470.56 for alleged LVN services provided to patient J.L. on
15 August 21, 2005.

16 Overt Act No. 47: On or about January 6, 2006, defendant
17 TISOY, defendant LABASAN, defendant STALEY, and other co-
18 conspirators submitted and caused to be submitted to Medi-Cal a
19 claim (Claim No. 6006609700801) for payment of approximately
20 \$205.87 for alleged LVN services provided to patient A.S. on
21 October 1, 2005.

22 Overt Act No. 48: On or about January 17, 2006, defendant
23 TISOY, defendant LABASAN, defendant PONGCO, and other co-
24 conspirators submitted and caused to be submitted to Medi-Cal a
25 claim (Claim No. 6017250501309) for payment of approximately
26 \$352.92 for alleged LVN services provided to patient M.Y. on
27 September 19, 2005.

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1 Overt Act No. 49: On or about February 28, 2006, defendant
2 TISOY, defendant LABASAN, defendant NAMAJEJJE, and other co-
3 conspirators submitted and caused to be submitted to Medi-Cal a
4 claim (Claim No. 6059250803601) for payment of approximately
5 \$235.28 for alleged LVN services provided to patient B.T. on
6 September 1, 2005.

7 Overt Act No. 50: On or about March 24, 2006, defendant
8 OMILLO visited patient L.C., presented herself as an LVN, and
9 performed services that should have been performed by an LVN.

10 Overt Act No. 51: On or about March 24, 2006, defendant
11 OMILLO submitted her Nursing Notes for her visit to patient L.C.
12 with the signature line left blank to be signed with the name of
13 an LVN who had not, in fact, made the visit.

14 Overt Act No. 52: On or about April 9, 2006, defendant
15 GUCE visited patient A.C., presented himself as an LVN, and
16 performed services that should have been performed by an LVN.

17 Overt Act No. 53: On or about April 9, 2006, defendant
18 GUCE signed his Nursing Notes for his visit with patient A.C.
19 with the title "LVN" next to his name.

20 Overt Act No. 54: On or about April 19, 2006, defendant
21 TISOY, defendant LABASAN, defendant OMILLO, and other co-
22 conspirators submitted and caused to be submitted to Medi-Cal a
23 claim (Claim No. 6109609776604) for payment of approximately
24 \$470.56 for alleged LVN services provided to patient L.C. on
25 March 24, 2006.

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1 Overt Act No. 55: On or about April 20, 2006, defendant
2 OMILLO was paid by Unicare (Check 3328) for her visit to patient
3 L.C. on March 24, 2006.

4 Overt Act No. 56: On or about May 3, 2006, defendant
5 TISOY, defendant LABASAN, defendant GUCE, and other co-
6 conspirators submitted and caused to be submitted to Medi-Cal a
7 claim (Claim No. 6123610295710) for payment of approximately
8 \$470.56 for alleged LVN services provided to patient A.C. on
9 April 9, 2006.

10 Overt Act No. 57: On or about May 5, 2006, defendant GUCE
11 was paid by Unicare (Check 3372) for his visit to patient A.C.
12 on April 9, 2006.

13 Overt Act No. 58: On or about May 29, 2006, defendant
14 BALBOA visited patient L.C., presented herself as an LVN, and
15 performed services that should have been performed by an LVN.

16 Overt Act No. 59: On or about May 29, 2006, defendant
17 BALBOA submitted her Nursing Notes for her visit to patient L.C.
18 with the signature line left blank to be signed with the name of
19 an LVN who had not, in fact, made the visit.

20 Overt Act No. 60: On or about June 20, 2006, defendant
21 BALBOA was paid by Unicare (Check 3497) for her visit to patient
22 L.C. on May 29, 2006.

23 Overt Act No. 61: On or about June 30, 2006, defendant
24 TISOY, defendant LABASAN, defendant BALBOA, and other co-
25 conspirators submitted and caused to be submitted to Medi-Cal a
26 claim (Claim No. 6181609626207) for payment of approximately
27 \$470.56 for alleged LVN services provided to patient L.C. on May
28 29, 2006.

1 Overt Act No. 62: On or about August 2, 2006, defendant
2 MAGRACIA visited patient A.U., presented herself as an LVN, and
3 performed services that should have been performed by an LVN.

4 Overt Act No. 63: On or about August 2, 2006, defendant
5 MAGRACIA submitted her Nursing Notes for her visit to patient
6 A.U. with the signature line left blank to be signed by an LVN
7 named "Connie" who had not made the visit.

8 Overt Act No. 64: On or about August 2, 2006, defendant
9 TISOY, defendant LABASAN, and other co-conspirators signed
10 defendant MAGRACIA's Nursing Notes from her visit to patient
11 A.U. with the name of an LVN.

12 Overt Act No. 65: On or about September 5, 2006, defendant
13 MAGRACIA was paid by Unicare (Check 1107) for her visit to
14 patient A.U. on August 2, 2006.

15 Overt Act No. 66: On or about September 8, 2006, defendant
16 NARCISO visited patient S.P., presented herself as an LVN, and
17 performed services that should have been performed by an LVN.

18 Overt Act No. 67: On or about September 8, 2006, defendant
19 NARCISO signed her Nursing Notes as M.N., an individual whom
20 defendant NARCISO knew was an LVN, so that it would appear as if
21 an LVN had made the visit.

22 Overt Act No. 68: On or about September 13, 2006,
23 defendant TISOY, defendant LABASAN, defendant MAGRACIA, and
24 other co-conspirators submitted and caused to be submitted to
25 Medi-Cal a claim (Claim No. 6256606695302) for payment of
26 approximately \$294.10 for alleged LVN services provided to
27 patient A.U. on August 2, 2006.

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1 Overt Act No. 69: On or about October 5, 2006, defendant
2 NARCISO was paid by Excel Plus (Check 1103) for her visit to
3 patient S.P. on September 8, 2006.

4 Overt Act No. 70: On or about November 4, 2006, defendant
5 GUZMAN visited patient M.Y., presented himself as an LVN, and
6 performed services that should have been performed by an LVN.

7 Overt Act No. 71: On or about November 4, 2006, defendant
8 GUZMAN signed his Nursing Notes as R.G., an individual whom
9 defendant GUZMAN knew was an LVN, so that it would appear as if
10 an LVN had made the visit.

11 Overt Act No. 72: On or about November 20, 2006, defendant
12 FILART visited patient J.P., presented herself as an LVN, and
13 performed services that should have been performed by an LVN.

14 Overt Act No. 73: On or about November 20, 2006, defendant
15 FILART submitted her Nursing Notes for her visit to patient J.P.
16 with the signature line left blank to be signed with the name of
17 an LVN who had not, in fact, made the visit.

18 Overt Act No. 74: On or about December 4, 2006, defendant
19 EBO visited patient D.U., presented herself as an LVN, and
20 performed services that should have been performed by an LVN.

21 Overt Act No. 75: On or about December 4, 2006, defendant
22 EBO submitted her Nursing Notes for her visit to patient D.U.
23 with the signature line left blank to be signed with the name of
24 an LVN who had not, in fact, made the visit.

25 Overt Act No. 76: On or about December 5, 2006, defendant
26 GUZMAN was paid by Unicare (Check 1467) for his visit to patient
27 M.Y. on November 4, 2006.

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1 Overt Act No. 77: On or about December 10, 2006, defendant
2 CORDOVA visited patient Y.C., presented herself as an LVN, and
3 performed services that should have been performed by an LVN.

4 Overt Act No. 78: On or about December 10, 2006, defendant
5 CORDOVA submitted her Nursing Notes for her visit to patient
6 Y.C. with the signature line left blank to be signed with the
7 name of an LVN who had not, in fact, made the visit.

8 Overt Act No. 79: On or about December 16, 2006, defendant
9 SEVILLANA visited patient N.J., presented himself as an LVN, and
10 performed services that should have been performed by an LVN.

11 Overt Act No. 80: On or about December 16, 2006, defendant
12 SEVILLANA signed his Nursing Notes as J.M., an individual whom
13 defendant SEVILLANA knew was an LVN, so that it would appear as
14 if an LVN had made the visit.

15 Overt Act No. 81: On or about December 20, 2006, defendant
16 CORDOVA was paid by Excel Plus (Check 1288) for her visit to
17 patient Y.C. on December 10, 2006.

18 Overt Act No. 82: On or about December 23, 2006, defendant
19 GUILLEN visited patient A.P., presented herself as an LVN, and
20 performed services that should have been performed by an LVN.

21 Overt Act No. 83: On or about December 23, 2006, defendant
22 GUILLEN submitted her Nursing Notes for her visit to patient
23 A.P. with the signature line left blank to be signed with the
24 name of an LVN who had not, in fact, made the visit.

25 Overt Act No. 84: On or about December 20, 2006, defendant
26 FILART was paid by Unicare (Check 1557) for her visit to patient
27 J.P. on November 20, 2006.

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1 Overt Act No. 85: On or about January 3, 2007, defendant
2 FRANCISCO visited patient D.U., presented herself as an LVN, and
3 performed services that should have been performed by an LVN.

4 Overt Act No. 86: On or about January 3, 2007, defendant
5 FRANCISCO submitted her Nursing Notes for her visit to patient
6 D.U. with the signature line left blank to be signed with the
7 name of an LVN who had not, in fact, made the visit.

8 Overt Act No. 87: On or about January 4, 2007, defendant
9 BAGNOL visited patient A.P., presented herself as an LVN, and
10 performed services that should have been performed by an LVN.

11 Overt Act No. 88: On or about January 4, 2007, defendant
12 BAGNOL submitted her Nursing Notes for her visit to patient A.P.
13 with the signature line left blank to be signed with the name of
14 an LVN who had not, in fact, made the visit.

15 Overt Act No. 89: On or about January 5, 2007, defendant
16 GUILLEN was paid by Unicare (Check 1609) for her visit to
17 patient A.P. on December 23, 2006.

18 Overt Act No. 90: On or about January 10, 2007, defendant
19 IGAMEN visited patient J.B., presented himself as an LVN, and
20 performed services that should have been performed by an LVN.

21 Overt Act No. 91: On or about January 10, 2007, defendant
22 IGAMEN signed his Nursing Notes as N.R., an individual whom
23 defendant IGAMEN knew was an LVN, so that it would appear as if
24 an LVN had made the visit.

25 Overt Act No. 92: On or about January 20, 2007, defendant
26 IGAMEN was paid by Unicare (Check 1638) for his visit to patient
27 J.B. on January 10, 2007.

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1 Overt Act No. 93: On or about January 20, 2007, defendant
2 SEVILLANA was paid by Unicare (Check 1641) for his visit to
3 patient N.J. on December 16, 2006.

4 Overt Act No. 94: On or about January 20, 2007, defendant
5 EBO was paid by Unicare (Check 1633) for her visit to patient
6 D.U. on December 4, 2006.

7 Overt Act No. 95: On or about January 25, 2007, defendant
8 LE visited patient S.P., presented herself as an LVN, and
9 performed services that should have been performed by an LVN.

10 Overt Act No. 96: On or about January 25, 2007, defendant
11 LE submitted her Nursing Notes for her visit to patient S.P.
12 with the signature line left blank to be signed with the name of
13 an LVN who had not, in fact, made the visit.

14 Overt Act No. 97: On or about January 26, 2007, defendant
15 TISOY, defendant LABASAN, defendant GUZMAN, and other co-
16 conspirators submitted and caused to be submitted to Medi-Cal a
17 claim (Claim No. 7026609832104) for payment of approximately
18 \$514.68 for alleged LVN services provided to patient M.Y. on
19 November 4, 2006.

20 Overt Act No. 98: On or about January 29, 2007, defendant
21 TISOY, defendant LABASAN, defendant SEVILLANA, and other co-
22 conspirators submitted and caused to be submitted to Medi-Cal a
23 claim (Claim No. 7029608389302) for payment of approximately
24 \$382.33 for alleged LVN services provided to patient N.J. on
25 December 16, 2006.

26 Overt Act No. 99: On or about February 5, 2007, defendant
27 FRANCISCO was paid by Unicare (Check 1664) for her visit to
28 patient D.U. on January 3, 2007.

1 Overt Act No. 100: On or about February 5, 2007, defendant
2 BAGNOL was paid by Excel Plus (Check 1358) for her visit to
3 patient A.P. on January 4, 2007.

4 Overt Act No. 101: On or about February 16, 2007,
5 defendant VALDEVIESO visited patient L.C., presented herself as
6 an LVN, and performed services that should have been performed
7 by an LVN.

8 Overt Act No. 102: On or about February 16, 2007,
9 defendant VALDEVIESO submitted her Nursing Notes for her visit
10 to patient L.C. with the signature line left blank to be signed
11 with the name of an LVN who had not, in fact, made the visit.

12 Overt Act No. 103: On or about February 20, 2007,
13 defendant LE was paid by Unicare (Check 1730) for her visit to
14 patient S.P. on January 25, 2007.

15 Overt Act No. 104: On or about February 22, 2007,
16 defendant TISOY, defendant LABASAN, defendant NARCISO, and other
17 co-conspirators submitted and caused to be submitted to Medi-Cal
18 a claim (Claim No. 7053241501406) for payment of approximately
19 \$235.28 for alleged LVN services provided to patient S.P. on
20 June 4, 2007.

21 Overt Act No. 105: On or about February 28, 2007,
22 defendant TISOY, defendant LABASAN, defendant CORDOVA, and other
23 co-conspirators submitted and caused to be submitted to Medi-Cal
24 a claim (Claim No. 7059606849908) for payment of approximately
25 \$470.56 for alleged LVN services provided to patient Y.C. on
26 December 10, 2006.

27 Overt Act No. 106: On or about March 2, 2007, defendant
28 TISOY, defendant LABASAN, defendant FRANCISCO, and other co-

1 conspirators submitted and caused to be submitted to Medi-Cal a
2 claim (Claim No. 70616073877102) for payment of approximately
3 \$573.50 for alleged LVN services provided to patient D.U. on
4 January 3, 2007.

5 Overt Act No. 107: On or about March 2, 2007, defendant
6 TISOY, defendant LABASAN, defendant EBO, and other co-
7 conspirators submitted and caused to be submitted to Medi-Cal a
8 claim (Claim No. 7061607386804) for payment of approximately
9 \$546.44 for alleged LVN services provided to patient D.U. on
10 December 4, 2006.

11 Overt Act No. 108: On or about March 8, 2007, defendant
12 TISOY, defendant LABASAN, defendant IGAMEN, and other co-
13 conspirators submitted and caused to be submitted to Medi-Cal a
14 claim (Claim No. 7067613410410) for payment of approximately
15 \$294.10 for alleged LVN services provided to patient J.B. on
16 January 10, 2007.

17 Overt Act No. 109: On or about March 16, 2007, defendant
18 RODRIGUEZ visited patient M.Y., presented herself as an LVN, and
19 performed services that should have been performed by an LVN.

20 Overt Act No. 110: On or about March 16, 2007, defendant
21 RODRIGUEZ submitted her Nursing Notes for her visit to patient
22 M.Y. with the signature line left blank to be signed with the
23 name of an LVN who had not, in fact, made the visit.

24 Overt Act No. 111: On or about March 20, 2007, defendant
25 VALDEVIESO was paid by Excel Plus (Check 1449) for her visit to
26 patient L.C. on February 16, 2007.

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1 Overt Act No. 112: On or about April 13, 2007, defendant
2 VALLEJO visited patient A.C., presented herself as an LVN, and
3 performed services that should have been performed by an LVN.

4 Overt Act No. 113: On or about April 13, 2007, defendant
5 VALLEJO had her sister, who she knew was an LVN, sign her
6 Nursing Notes for her visit to patient A.C.

7 Overt Act No. 114: On or about April 20, 2007, defendant
8 RODRIGUEZ was paid by Unicare (Check 1909) for her visit to
9 patient M.Y. on March 16, 2007.

10 Overt Act No. 115: On or about April 21, 2007, defendant
11 LUMIGUID visited patient H.C., presented himself as an LVN, and
12 performed services that should have been performed by an LVN.

13 Overt Act No. 116: On or about April 21, 2007, defendant
14 LUMIGUID submitted his Nursing Notes for his visit to patient
15 H.C. with the signature line left blank to be signed with the
16 name of an LVN who had not, in fact, made the visit.

17 Overt Act No. 117: On or about April 30, 2007, defendant
18 TISOY, defendant LABASAN, defendant BAGNOL, and other co-
19 conspirators submitted and caused to be submitted to Medi-Cal a
20 claim (Claim No. 7120197405304) for payment of approximately
21 \$205.87 for alleged LVN services provided to patient A.P. on
22 January 4, 2007.

23 Overt Act No. 118: On or about April 30, 2007, defendant
24 TISOY, defendant LABASAN, defendant FILART, and other co-
25 conspirators submitted and caused to be submitted to Medi-Cal a
26 claim (Claim No. 7120197404603) for payment of approximately
27 \$235.28 for alleged LVN services provided to patient J.P. on
28 November 20, 2006.

1 Overt Act No. 119: On or about April 30, 2007, defendant
2 TISOY, defendant LABASAN, defendant GUILLEN, and other co-
3 conspirators submitted and caused to be submitted to Medi-Cal a
4 claim (Claim No. 7120197404904) for payment of approximately
5 \$235.28 for alleged LVN services provided to patient A.P. on
6 December 26, 2006.

7 Overt Act No. 120: On or about April 30, 2007, defendant
8 TISOY, defendant LABASAN, defendant VALDEVIESO, and other co-
9 conspirators submitted and caused to be submitted to Medi-Cal a
10 claim (Claim No. 7120197105206) for payment of approximately
11 \$470.56 for alleged LVN services provided to patient L.C. on
12 February 16, 2007.

13 Overt Act No. 121: On or about May 5, 2007, defendant
14 VALLEJO was paid by Excel Plus (Check 1526) for her visit to
15 patient A.C. on April 13, 2007.

16 Overt Act No. 122: On or about May 15, 2007, defendant
17 TISOY, defendant LABASAN, defendant LE, and other co-
18 conspirators submitted and caused to be submitted to Medi-Cal a
19 claim (Claim No. 7135251100307) for payment of approximately
20 \$235.28 for alleged LVN services provided to patient S.P. on
21 January 25, 2007.

22 Overt Act No. 123: On or about May 20, 2007, defendant
23 LUMIGUID was paid by Unicare (Check 2012) for his visit to
24 patient H.C. on April 21, 2007.

25 Overt Act No. 124: On or about May 21, 2007, defendant
26 TISOY, defendant LABASAN, and other co-conspirators told
27 defendant GONZALEZ to leave his Nursing Notes unsigned because
28 he was not an LVN.

1 Overt Act No. 125: On or about May 23, 2007, defendant
2 GONZALEZ visited patient F.H., presented himself as an LVN, and
3 performed services that should have been performed by an LVN.

4 Overt Act No. 126: On or about May 23, 2007, defendant
5 GONZALEZ submitted his Nursing Notes for his visit to patient
6 F.H. with the signature line left blank to be signed with the
7 name of an LVN who had not, in fact, made the visit.

8 Overt Act No. 127: On or about June 1, 2007, defendant
9 SALVILLA visited patient J.P., presented herself as an LVN, and
10 performed services that should have been performed by an LVN.

11 Overt Act No. 128: On or about June 1, 2007, defendant
12 SALVILLA submitted her Nursing Notes for her visit to patient
13 J.P. with the signature line left blank to be signed with the
14 name of an LVN who had not, in fact, made the visit.

15 Overt Act No. 129: On or about June 1, 2007, defendant
16 RONGAVILLA visited patient E.R., presented herself as an LVN,
17 and performed services that should have been performed by an
18 LVN.

19 Overt Act No. 130: On or about June 1, 2007, defendant
20 RONGAVILLA signed her Nursing Notes as Z.P., an individual whom
21 defendant RONGAVILLA knew was an LVN, so that it would appear as
22 if an LVN had made the visit.

23 Overt Act No. 131: On or about June 4, 2007, defendant
24 DAVID visited patient H.C., presented himself as an LVN, and
25 performed services that should have been performed by an LVN.

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1 Overt Act No. 132: On or about June 4, 2007, defendant
2 DAVID signed his Nursing Notes as M.C., an individual whom
3 defendant DAVID knew was an LVN, so that it would appear as if
4 an LVN had made the visit.

5 Overt Act No. 133: On or about June 9, 2007, defendant
6 MOSQUEDA visited patient J.B., presented himself as an LVN, and
7 performed services that should have been performed by an LVN.

8 Overt Act No. 134: On or about June 9, 2007, defendant
9 MOSQUEDA submitted his nursing notes for his visit to patient
10 J.B. with the signature line left blank to be signed with the
11 name of L.T., an LVN who had not, in fact, made the visit.

12 Overt Act No. 135: On or about June 11, 2007, defendant
13 TISOY, defendant LABASAN, defendant VALLEJO, and other co-
14 conspirators submitted and caused to be submitted to Medi-Cal a
15 claim (Claim No. 7162243100403) for payment of approximately
16 \$470.56 for alleged LVN services provided to patient A.C. on
17 April 13, 2007.

18 Overt Act No. 136: On or about June 20, 2007, defendant
19 MOSQUEDA was paid by Unicare (Check 2094) for his visit to
20 patient J.B. on June 9, 2007.

21 Overt Act No. 137: On or about June 21, 2007, defendant
22 TISOY, defendant LABASAN, defendant GONZALEZ, and other co-
23 conspirators submitted and caused to be submitted to Medi-Cal a
24 claim (Claim No. 7172611530206) for payment of approximately
25 \$352.92 for alleged LVN services provided to patient F.H. on May
26 23, 2007.

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1 Overt Act No. 144: On or about July 4, 2007, defendant
2 NIETO-ROJAS submitted her Nursing Notes for her visit to patient
3 A.C. with the signature line left blank to be signed with the
4 name of an LVN who had not, in fact, made the visit.

5 Overt Act No. 145: On or about July 5, 2007, defendant
6 SALVILLA was paid by Excel Plus (Check 1654) for her visit to
7 patient J.P. on June 1, 2007.

8 Overt Act No. 146: On or about July 5, 2007, defendant
9 RONGAVILLA was paid by Unicare (Check 2128) for her visit to
10 patient E.R. on June 1, 2007.

11 Overt Act No. 147: On or about July 5, 2007, defendant
12 GONZALEZ was paid by Unicare (Check 2136) for his visit to
13 patient F.H. on May 23, 2007.

14 Overt Act No. 148: On or about July 5, 2007, defendant
15 DAVID was paid by Unicare (Check 2154) for his visit to patient
16 H.C. on June 4, 2007.

17 Overt Act No. 149: On or about July 12, 2007, defendant
18 SCHWARTZ visited patient J.P., presented herself as an LVN, and
19 performed services that should have been performed by an LVN.

20 Overt Act No. 150: On or about July 12, 2007, defendant
21 SCHWARTZ submitted her Nursing Notes for her visit to patient
22 J.P. with the signature line left blank to be signed with the
23 name of an LVN who had not, in fact, made the visit.

24 Overt Act No. 151: On or about July 20, 2007, defendant
25 SCHWARTZ was paid by Unicare (Check 2192) for her visit to
26 patient J.P. on July 12, 2007.

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1 Overt Act No. 152: On or about August 5, 2007, defendant
2 MOJICA was paid by Unicare (Check 2244) for her visit to patient
3 A.C. on July 1, 2007.

4 Overt Act No. 153: On or about August 5, 2007, defendant
5 DABAO was paid by Unicare (Check 2334) for her visit to patient
6 N.H. on July 3, 2007.

7 Overt Act No. 154: On or about August 5, 2007, defendant
8 NIETO-ROJAS was paid by Excel Plus (Check 1720) for her visit to
9 patient A.C. on July 4, 2007.

10 Overt Act No. 155: On or about August 9, 2007, defendant
11 TISOY, defendant LABASAN, defendant LUMIGUID, and other co-
12 conspirators submitted and caused to be submitted to Medi-Cal a
13 claim (Claim No. 7221213105701) for payment of approximately
14 \$470.56 for alleged LVN services provided to patient H.C. on
15 April 21, 2007.

16 Overt Act No. 156: On or about August 28, 2007, defendant
17 TISOY, defendant LABASAN, defendant DAVID, and other co-
18 conspirators submitted and caused to be submitted to Medi-Cal a
19 claim (Claim No. 7240210201604) for payment of approximately
20 \$470.56 for alleged LVN services provided to patient H.C. on
21 June 4, 2007.

22 Overt Act No. 157: On or about September 10, 2007,
23 defendant TISOY, defendant LABASAN, defendant RONGAVILLA, and
24 other co-conspirators submitted and caused to be submitted to
25 Medi-Cal a claim (Claim No. 7253609507601) for payment of
26 approximately \$470.56 for alleged LVN services provided to
27 patient E.R. on June 1, 2007.

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1 Overt Act No. 158: On or about September 17, 2007,
2 defendant TISOY, defendant LABASAN, defendant DABAO, and other
3 co-conspirators submitted and caused to be submitted to Medi-Cal
4 a claim (Claim No. 7260609014203) for payment of approximately
5 \$235.28 for alleged LVN services provided to patient N.H. on
6 July 3, 2007.

7 Overt Act No. 159: On or about September 21, 2007,
8 defendant TISOY, defendant LABASAN, defendant RODRIGUEZ, and
9 other co-conspirators submitted and caused to be submitted to
10 Medi-Cal a claim (Claim No. 7264231004701) for payment of
11 approximately \$558.79 for alleged LVN services provided to
12 patient M.Y. on March 16, 2007.

13 Overt Act No. 160: On or about October 8, 2007, defendant
14 TISOY, defendant LABASAN, defendant SCHWARTZ, and other co-
15 conspirators submitted and caused to be submitted to Medi-Cal a
16 claim (Claim No. 7281259201209) for payment of approximately
17 \$235.28 for alleged LVN services provided to patient J.P. on
18 July 12, 2007.

19 Overt Act No. 161: On or about November 7, 2007, defendant
20 TISOY, defendant LABASAN, defendant MOJICA, and other co-
21 conspirators submitted and caused to be submitted to Medi-Cal a
22 claim (Claim No. 7311607623401) for payment of approximately
23 \$470.56 for alleged LVN services provided to patient A.C. on
24 July 1, 2007.

25 Overt Act No. 162: On or about November 7, 2007, defendant
26 TISOY, defendant LABASAN, defendant NIETO-ROJAS, and other co-
27 conspirators submitted and caused to be submitted to Medi-Cal a
28 claim (Claim No. 7311607623404) for payment of approximately

1 \$470.56 for alleged LVN services provided to patient A.C. on
2 July 4, 2007.

3 Overt Act No. 163: On or about December 7, 2007, defendant
4 TISOY, defendant LABASAN, defendant SALVILLA, and other co-
5 conspirators submitted and caused to be submitted to Medi-Cal a
6 claim (Claim No. 7341243603201) for payment of approximately
7 \$235.28 for alleged LVN services provided to patient J.P. on
8 June 1, 2007.

9 Overt Act No. 164: On or about November 6, 2008, defendant
10 TISOY instructed defendant GUIANG to lie to law enforcement
11 about who directed her patient visits for Medicare Plus.

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1 D. EXECUTIONS OF THE FRAUDULENT SCHEME

2 27. On or about the dates set forth below, in Los Angeles
 3 County, within the Central District of California, and
 4 elsewhere, each defendant stated below, together with
 5 Villabroza, Bendigo, and others known and unknown to the Grand
 6 Jury, for the purpose of executing and attempting to execute the
 7 scheme to defraud described above, knowingly and willfully
 8 submitted and caused to be submitted to Medi-Cal the following
 9 false and fraudulent claims:

<u>COUNT</u>	<u>DEFENDANTS</u>	<u>CLAIM NUMBER</u>	<u>PATIENT</u>	<u>DATE CLAIM SUBMITTED</u>	<u>APPROX. AMOUNT PAID</u>
TWO	TISOY LABASAN SALVILLA	7341243603201	J.P.	12/07/2007	\$235.28
THREE	TISOY LABASAN SCHWARTZ	7281259201209	J.P.	10/08/2007	\$235.28
FOUR	TISOY LABASAN DE VEYRA	5304250807701	M.C.	10/31/2005	\$294.10
FIVE	TISOY LABASAN GUZMAN	7026609832104	M.Y.	01/26/2007	\$514.68
SIX	TISOY LABASAN HERRERA	5112230508903	M.Y.	04/22/2005	\$676.43
SEVEN	TISOY LABASAN DAVID	7240210201604	H.C.	08/28/2007	\$470.56

	<u>COUNT</u>	<u>DEFENDANTS</u>	<u>CLAIM NUMBER</u>	<u>PATIENT</u>	<u>DATE CLAIM SUBMITTED</u>	<u>APPROX. AMOUNT PAID</u>
1						
2						
3						
4	EIGHT	TISOY LABASAN MOSQUEDA	7184610365208	J.B.	07/03/2007	\$352.92
5						
6						
7						
8	NINE	TISOY LABASAN RONGAVILLA	7253609507601	E.R.	09/10/2007	\$470.56
9						
10						
11	TEN	TISOY LABASAN SEVILLANA	7029608389302	N.J.	01/29/2007	\$382.33
12						
13	ELEVEN	TISOY LABASAN IGAMEN	7067613410410	J.B.	03/08/2007	\$294.10
14						
15						
16	TWELVE	TISOY LABASAN BALBOA	6181609626207	L.C.	06/30/2006	\$470.56
17						
18						
19	THIRTEEN	TISOY LABASAN PONGCO	6017250501309	M.Y.	01/17/2006	\$352.92
20						
21						
22	FOURTEEN	TISOY LABASAN FILART	7120197404603	J.P.	04/30/2007	\$235.28
23						
24						
25	FIFTEEN	TISOY LABASAN MARCIAL	5321610683909	H.C.	11/17/2005	\$470.56
26						
27						
28						

	<u>COUNT</u>	<u>DEFENDANTS</u>	<u>CLAIM NUMBER</u>	<u>PATIENT</u>	<u>DATE CLAIM SUBMITTED</u>	<u>APPROX. AMOUNT PAID</u>
1						
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4	SIXTEEN	TISOY LABASAN RODRIGUEZ	7264231004701	M.Y.	09/21/2007	\$558.79
5						
6						
7	SEVENTEEN	TISOY LABASAN BAGAYBAGAYAN	5031254503401	M.C.	01/31/2005	\$235.28
8						
9						
10	EIGHTEEN	TISOY LABASAN NAMAJEJJE	6059250803601	B.T.	02/28/2006	\$235.28
11						
12	NINETEEN	TISOY LABASAN GONZALEZ	7172611530206	F.H.	06/21/2007	\$352.92
13						
14						
15	TWENTY	TISOY LABASAN MOJICA	7311607623401	A.C.	11/07/2007	\$470.56
16						
17						
18	TWENTY- ONE	TISOY LABASAN NIETO-ROJAS	7311607623404	A.C.	11/07/2007	\$470.56
19						
20						
21	TWENTY- TWO	TISOY LABASAN DABAO	7260609014203	N.H.	09/17/2007	\$235.28
22						
23						
24	TWENTY- THREE	TISOY LABASAN VALDEVIESO	7120197105206	L.C.	04/30/2007	\$470.56
25						
26						
27	TWENTY- FOUR	TISOY LABASAN NARCISO	7053241501406	S.P.	02/22/2007	\$235.28
28						

	<u>COUNT</u>	<u>DEFENDANTS</u>	<u>CLAIM NUMBER</u>	<u>PATIENT</u>	<u>DATE CLAIM SUBMITTED</u>	<u>APPROX. AMOUNT PAID</u>
1						
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4	TWENTY-FIVE	TISOY LABASAN STALEY	6006609700801	A.S.	01/06/2006	\$205.87
5						
6						
7	TWENTY-SIX	TISOY LABASAN SAMBO	5339607217501	A.S.	12/05/2005	\$235.28
8						
9						
10	TWENTY-SEVEN	TISOY LABASAN FRANCISCO	7061607387102	D.U.	03/02/2007	\$573.50
11						
12						
13	TWENTY-EIGHT	TISOY LABASAN GUIANG	5361251603408	J.L.	12/27/2005	\$470.56
14						
15						
16	TWENTY-NINE	TISOY LABASAN LE	7135251100307	S.P.	05/15/2007	\$235.28
17						
18	THIRTY	TISOY LABASAN CORDOVA	7059606849908	Y.C.	02/28/2007	\$470.56
19						
20						
21	THIRTY-ONE	TISOY LABASAN MAGRACIA	6256606695302	A.U.	09/13/2006	\$294.10
22						
23						
24	THIRTY-TWO	TISOY LABASAN EBO	7061607386804	D.U.	03/02/2007	\$546.44
25						
26						
27	THIRTY-THREE	TISOY LABASAN LUMIGUID	7221213105701	H.C.	08/09/2007	\$470.56
28						

	<u>COUNT</u>	<u>DEFENDANTS</u>	<u>CLAIM NUMBER</u>	<u>PATIENT</u>	<u>DATE CLAIM SUBMITTED</u>	<u>APPROX. AMOUNT PAID</u>
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3	THIRTY-FOUR	TISOY LABASAN GONZAGA	5290250809813	E.M.	10/17/2005	\$235.28
4						
5						
6	THIRTY-FIVE	TISOY LABASAN GUILLEN	7120197404904	A.P.	04/30/2007	\$235.28
7						
8						
9	THIRTY-SIX	TISOY LABASAN OMILLO	6109609776604	L.C.	04/19/2006	\$470.56
10						
11	THIRTY-SEVEN	TISOY LABASAN VALLEJO	7162243100403	A.C.	06/11/2007	\$470.56
12						
13						
14	THIRTY-EIGHT	TISOY LABASAN OROGO	5299607045802	H.C.	10/26/2005	\$470.56
15						
16						
17	THIRTY-NINE	TISOY LABASAN GUCE	6123610295710	A.C.	05/03/2006	\$470.56
18						
19						
20	FORTY	TISOY LABASAN JOVER	5216609612407	A.C.	08/04/2005	\$470.56
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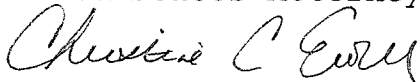
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<u>COUNT</u>	<u>DEFENDANTS</u>	<u>CLAIM NUMBER</u>	<u>PATIENT</u>	<u>DATE CLAIM SUBMITTED</u>	<u>APPROX. AMOUNT PAID</u>
FORTY-ONE	TISOY LABASON BAGNOL	7120197405304	A.P.	04/30/2007	\$205.87

A TRUE BILL

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Foreperson

THOMAS P. O'BRIEN
United States Attorney



CHRISTINE C. EWELL
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Chief, Criminal Division

DOUGLAS A. AXEL
Assistant United States Attorney
Chief, Major Frauds Section

BEONG-SOO KIM
Assistant United States Attorney
Deputy Chief, Major Frauds Section

CONSUELO S. WOODHEAD
Assistant United States Attorney
Senior Litigation Counsel
Health Care Fraud Coordinator

ANTHONY R. MONTERO
Special Assistant
United States Attorney
Major Frauds Section