

IN THE DISTRICT COURT FOR THE STATE OF ALASKA
THIRD JUDICIAL DISTRICT AT ANCHORAGE

STATE OF ALASKA,)
)
 Plaintiff,)
)
 vs.)
)
 JOSEPHINE L GOOD,)
 aka: JOSEPHINE LITONJUA JONES,)
 aka: JOSEPHINE L. JONES,)
 DOB: 12/29/1960)
 APSIN ID: 6430141)
 DMV NO. 6430141 AK)
 ATN: 107-504-874)
)
 Defendant.)
)

Case No. 3AN-13- CR.
3AN-13-459 SW

INFORMATION

I certify this document and its attachments do not contain the (1) name of a victim of a sexual offense listed in AS 12.61.140 or (2) residence or business address or telephone number of a victim of or witness to any offense unless it is an address identifying the place of a crime or an address or telephone number in a transcript of a court proceeding and disclosure of the information was ordered by the court.

The following counts charge a crime involving DOMESTIC VIOLENCE as defined in AS 18.66.990:

Count I - AS 47.05.210(a)(1)Fel C
Medical Assistance Fraud
Josephine L. Good - 001

Count II - AS 47.05.210(a)(5) Misd A
Medical Assistance Fraud
Josephine L. Good - 002

THE OFFICE OF SPECIAL PROSECUTIONS AND APPEALS CHARGES:

Count I

That on or about April 10, 2010 through April 17, 2013, at or near Anchorage in the Third Judicial District, State of Alaska, JOSEPHINE L. GOOD, knowingly submitted or authorized the submission of a claim to a medical assistance agency for property, services, or a benefit with reckless disregard that the claimant is not entitled to the property, services, or benefit.

All of which is a class C felony offense being contrary to and in violation of AS 47.05.210(a)(1) and against the peace and dignity of the State of Alaska.

Count II

That on or about April 10, 2010 through April 17, 2013, at or near Anchorage in the Third Judicial District, State of Alaska, JOSEPHINE L. GOOD, knowingly made a false entry or falsely altered a medical assistance record.

All of which is a class A misdemeanor offense being contrary to and in violation of AS 47.05.210(a)(5) and against the peace and dignity of the State of Alaska.

Probable Cause Statement:

The undersigned swears under oath this Information is based upon a review of the Medicaid Fraud Control Unit (MFCU) investigative report submitted to date.

On February 26, 2013, MFCU received a fraud referral from Lynne Keilman-Cruz, RN of the Division of Senior and Disability Services (DSDS) with the Department of Health and Social Services (DHSS). The referral provided that on January 18, 2013, DHSS employees made a presentation to the residents of Chugach Manor and Chugach View apartments located in Anchorage, which are low income housing facilities operated by Alaska Housing Finance Corporation. After the presentation a 91 year old resident approached Keilman-Cruz and reported that she had been solicited for and pressured to accept personal care attendant (PCA) services by a Good Faith Services, LLC (Good Faith) employee. The resident reported that she only

agreed to services on three days per week and that the PCA stopped coming to her apartment after the resident returned from an out-of-state vacation.

PCAs are health care providers that the Alaska Medicaid Program pays to provide home based healthcare services which will allow Medicaid recipients to stay in their home rather than be placed in a nursing home type setting. Medicaid recipients are evaluated for their healthcare needs and a PCA is then hired by the recipient to provide those needs in the recipient's home. The PCA fills out a timesheet for the work done and submits it to a PCA agency that in turn bills Medicaid. Medicaid pays approximately \$24 an hour to the agency and the agency must pay the PCA at least half of that amount.

In April 2013, confidential source #2 suggested that MFCU look into the travel history of PCA Josephine Good. Josephine Good is a PCA that provides care for Medicaid recipient Luis Litonjua through PCA agencies Good Faith and Alaska Consumer Direct. A history of Medicaid claims revealed that Good billed Medicaid a total of \$198,535.03 for PCA services provided to Litonjua from December 15, 2009 through March 23, 2013.

Investigator Paakiki sent a request for travel information to Special Agent Timothy Brady with Immigration and Customs Enforcement (ICE) for the border crossing history of Josephine Good and recipient Luis Litonjua. Border crossing records revealed that Litonjua traveled internationally on four different occasions from April 2010 through April 2013 and that Good billed Medicaid for providing PCA, respite and transportation services to Litonjua's during his absence from the state. Specifically, Litonjua was out of the country from April 10, 2010 through May 16, 2010, March 26, 2011 through May 25, 2011, January 13, 2012 through February 7, 2012 and March 18, 2013 through April 17, 2013. Medicaid was billed a total of \$17,297.43 for services Good claimed to be providing Litonjua during these times.

A review of the timesheets submitted by Good revealed that Good submitted PCA, respite and transportation timesheets for a portion of the days that Litonjua was traveling. Good indicated on the timesheets submitted during the relevant

time periods that she provided Litonjua with assistance in mobility, transfer, dressing and undressing, bathing, toilet use, personal hygiene, and meal preparation for between 26 to 39 hours per week. Similarly, transportation logs filed by Good reflect that she was driving Litonjua to Regional Hospital, doctor appointments, McDonalds and Wal-Mart all during times that Litonjua was out of the country.

Good also submitted claims for respite hours she alleged to be providing to Litonjua during this same time period. The Medicaid respite program is designed to give the primary PCA a break by paying a respite worker to care for the Medicaid recipient thus temporarily relieving the PCA of care obligations. Respite workers under the Alaska Medicaid program are not required to have registration numbers thus prior to this investigation it was not possible for the state to identify the fact that Good was serving as both the PCA and the respite worker for the same recipient.

Good was interviewed on May 8, 2013 by investigators from the MFCU. Good admitted signing the timesheets. Good also signed a written statement indicating that she was told by a former owner of Good Faith that it was okay to submit timesheets for periods of time that the recipient was out of the country as long as nobody knows.

Bail Information:

CONV COURT	CONV DATE	CONVICTING CHARGE	COURT DOCKET	POS ID	FEL	ATN
DAN	03/17/92	SHOPLIFTING	91-9375	N	N	
DKO	08/28/91	LARCENY	91-481	N	N	

Dated at Anchorage, Alaska, this ____ day of July, 2013.

MICHAEL C. GERAGHTY
ATTORNEY GENERAL

By: _____
A. Andrew Peterson
Assistant Attorney General
Alaska Bar No. 0601002

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SUBSCRIBED AND SWORN TO before me this ____ day of
July 2013, at Anchorage, Alaska.

Notary Public in and for Alaska
My Commission Expires: End of Hire