

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

STATE OF ALASKA,)
)
 Plaintiff,)
)
 vs.)
)
 SAMMY ARBRANILLA TUAZON,)
 DOB: 8/2/1975)
 APSIN ID: 7631962)
 DMV NO. 7396774 AK)
 ATN: 114-356-583)
)
 Defendant.)
)
 _____)
 Case No. 3AN-14- CR.

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
Sammy Arbranilla Tuazon - 001

Count II - AS 47.05.210(a)(5) Mis A
Medical Assistance Fraud
Sammy Arbranilla Tuazon - 002

THE OFFICE OF SPECIAL PROSECUTIONS AND APPEALS CHARGES:

Count I

That on or about May 23, 2011 through June 4, 2011, at or near Anchorage in the Third Judicial District, State of Alaska, SAMMY ARBRANILLA TUAZON, 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 May 23, 2011, through June 4, 2011 at or near Anchorage in the Third Judicial District, State of Alaska, SAMMY ARBRANILLA TUAZON, 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 July 7, 2013, the Medicaid Fraud Control Unit (MFCU) received an anonymous call in which the female caller alleged that “Amelia Puazon” arranged a divorce in order to collect Medicaid. MFCU investigator Lowell Webb contacted Homeland Security Investigation (HIS) Agent Tim Brady, who informed Webb that the last name was spelled “Tuazon.” Agent Brady provided MFCU with travel information for personal care attendant Sammy Tuazon, which revealed that he and Medicaid recipient Domingo Tuazon travelled to the Philippines from May 8, 2011 through June 4, 2011.

Personal care attendants (PCA) are enrolled in Medicaid as healthcare providers. The Alaska Medicaid Program pays PCAs to provide services of daily living to Medicaid recipients, 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 medical needs by an employee of the Department of Health and Social Services and the recipient is then authorized to hire a PCA to provide home based healthcare services. 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. The MFCU initiated a medical assistance fraud investigation based on the above allegations.

Investigator Webb reviewed records from Alaska Medicaid which revealed that Medicaid recipient Domingo Tuazon received authorization from the Department of Health and Social Services (DHSS) to travel to the Philippines from May 24, 2011 through June 4, 2011. Prior to December 23, 2011, Alaska Medicaid would authorize payment for PCA services while travelling internationally if the travel was pre-approved, provided that the PCA and Medicaid recipient traveled together.

Immigration records indicate that Sammy Tuazon returned to the United States on May 23, 2011 and that Domingo Tuazon did not return to the United States until June 4, 2011. Medicaid billing records, however, revealed that Sammy Tuazon billed Medicaid for providing PCA and waiver services to Domingo from May 23, 2011 through June 4, 2011. Specifically, Sammy Tuazon billed for providing up to 7 hours of PCA services daily including walking, transferring, bathing, etc. Sammy Tuazon also billed for providing up to two hours of daily waiver services for activities such as exercise and/or card playing.

Sammy Tuazon was interviewed on November 4, 2013. Sammy admitted travelling to the Philippines with Domingo, but denied billing for any services he did not provide. Sammy confirmed that the signatures on the timesheets were his and further admitted to returning to the United States prior to Domingo. Sammy admitted to billing for services not provided after Investigator Webb showed Sammy copies of his paystubs along with signed timesheets for the period of time that Domingo was in the Philippines without Sammy. The total loss to the Alaska Medicaid program for PCA and waiver services amounted to \$2,003.89 for services Sammy Tuazon alleged to provide Domingo while Sammy was in the United States and Domingo was in the Philippines.

\\

\\

\\

Dated at Anchorage, Alaska, this ____ day of January, 2014.

MICHAEL C. GERAGHTY
ATTORNEY GENERAL

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

SUBSCRIBED AND SWORN TO before me this ____ day of
January 2014, at Anchorage, Alaska.

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