

IN THE DISTRICT COURT OF OKLAHOMA COUNTY
STATE OF OKLAHOMA

STATE OF OKLAHOMA,)
Plaintiff,)
vs.)
DORA OLOGWERARO UWUDIA,)
Defendant.)

INFORMATION

FILED IN DISTRICT COURT
OKLAHOMA COUNTY

APR 16 2013

TIM RHODES
COURT CLERK

12

Reason

In the name and by the authority for the State of Oklahoma, comes now E. SCOTT PRUITT, the duly elected, qualified, and acting Attorney General of the State of Oklahoma, and on his official oath informs the District Court that:

COUNT 1: MEDICAID FRAUD [56 O.S. §1005(A)(1)]

On or between August 20, 2010 through March 28, 2012, in Oklahoma County, Oklahoma, Defendant **DORA OLOGWERARO UWUDIA** committed the crime of MEDICAID FRAUD, a felony, in violation of Title 56 O.s. Section 1005(A)(1), by willfully and knowingly causing to be submitted to the Oklahoma Medicaid Program, through its fiscal agent, false claims for payment in the aggregate amount of more than \$2,500.00 for Medicaid services not provided to E.W., E.W. Jr., M.W., and M.W.

COUNT 2: MEDICAID FRAUD [56 O.S. §1005(A)(7)]

On or between August 20, 2010 and March 28, 2012, in Oklahoma County, Oklahoma, Defendant **DORA OLOGWERARO UWUDIA** committed the crime of MEDICAID FRAUD, a felony, in violation of Title 56 O.S. Section 1005(A)(7), by willfully and knowingly failing to maintain records for D.C., R.C., J.G., J.G., D.H., A.L., B.M., K.M., M.M., T.M., D.T., K.W., E.W., E.W. Jr., M.W., M.W., and C.W. after having submitted a claim for or received payment for a service under the Oklahoma Medicaid Program.

Dated this 16th day of April, 2013.

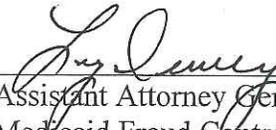
E. SCOTT PRUITT
ATTORNEY GENERAL OF OKLAHOMA

BY:

Lory Dewey
LORY DEWEY, OBA# 19540
Assistant Attorney General
313 NE 21st Street
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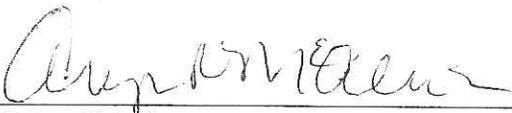
State of Oklahoma)
County of Oklahoma) ss.

I, Lory Dewey, being duly sworn upon oath, state that I have read the above and foregoing Information and know the contents thereof, and that the facts stated herein are true.


Assistant Attorney General
Medicaid Fraud Control Unit

Subscribed and sworn to before me this 16th day of April, 2013.




Notary Public

Witnesses for the State of Oklahoma:

Angela Reid – 7532 NW 6th ST., Apt. 226; Oklahoma City, OK 73127-7581

Records Custodian, Oklahoma County Juvenile Bureau Juvenile Detention Center; 5905 N. Classen Ct.; Oklahoma City, OK 73118-5948

Justin Etchieson, Auditor/Analyst; Medicaid Fraud Control Unit; Oklahoma Attorney General's Office; 313 NE 21st ST.; Oklahoma City, OK 73105-3207

Susan Lowrey, Behavioral Health Audit Specialist; Program Integrity Unit; Oklahoma Health Care Authority; 2401 NW 23rd ST., Ste. 1A; Oklahoma City, OK 73107-2423

Richard Pierson, Executive Director; Oklahoma State Board of Licensed Alcohol and Drug Counselors; P.O. Box 54388; Oklahoma City, OK 73154-0817

Paula Printup-Porter, Senior Systems Analyst; Program Integrity Unit; Oklahoma Health Care Authority; 2401 NW 23rd ST., Ste. 1A; Oklahoma City, OK 73107-2423

Beth VanHorn, Legal Operations Director; Oklahoma Health Care Authority; 2401 NW 23rd ST.; Oklahoma City, OK 73107-2423

Nena West, Director; Professional Counselor Licensing Division; Oklahoma State Department of Health; 1000 NE 10th ST.; Oklahoma City, OK 73117-1207

David Williams; Medicaid Fraud Control Unit; Oklahoma Attorney General's Office; 313 NE 21st ST.; Oklahoma City, OK 73105-3207

STATE OF OKLAHOMA)
) SS.
COUNTY OF OKLAHOMA)

**AFFIDAVIT OF PROBABLE CAUSE
FOR ARREST WARRANT FOR**

DORA OLOGWERARO UWUDIA

56 O.S. § 1005. (A)(1) (A) (7)

**KNOWINGLY MAKE OR CAUSE TO BE MADE A FALSE CLAIM UPON
THE OKLAHOMA MEDICAID PROGRAM**

David Williams, being of lawful age and after having affirmed upon his oath to tell the truth, states as follows:

I am a certified Peace officer in Oklahoma, currently employed as an Investigator in the Oklahoma Attorney General's Office, Medicaid Fraud Control Unit. My duties include investigating allegations of fraud and abuse by providers and facilities receiving Medicaid funds.

On March 27, 2013, your affiant was assigned to investigate possible Medicaid Fraud by Dora Olgweraro Uwudia, Licensed Alcohol and Drug Counselor (LADC) under supervision, Licensed Professional Counselor (LPC) #4256 and owner of Minding Minds PC, located at 9622 NE 23rd street, Oklahoma City, OK. Dora Olgweraro Uwudia is contracted with the Oklahoma Health Care Authority (OHCA) to provide counseling services to Medicaid recipients. The OHCA is the single state agency in Oklahoma responsible for administering Medicaid funds to providers of health care services. Dora Uwudia is the owner of Minding Minds and is responsible for any billing submitted to the OHCA. When the OHCA makes payments to Minding Minds the funds are directly deposited into an account that Uwudia oversees.

During the course of litigation in CF-12-3989, the Medicaid Fraud Control Unit (MFCU) analyst Justin Etchieson, reviewed Uwudia's billing data submitted to the OHCA and discovered that Dora Uwudia, DBA Minding Minds, billed for services provided to an individual who was within the custody of the Office of Juvenile Affairs.

It was learned that E.W. Jr. was incarcerated in the Oklahoma County Juvenile Detention Center from January 28, 2012 until February 29, 2012.

The billing records revealed that Uwudia billed Medicaid for counseling services provided to E.W. Jr. on the following days: January 29, 2012, February 5, 12, 19, 26, 2012, for a total of five days. The total dollar value is approximately four hundred fifty eight dollars (\$458.00).

The client files, including the progress notes for E.W. Jr. were obtained from Uwudia. Progress notes are a chronological written description of services provided to a client that documents the client's response related to the intervention plan or services provided. Progress notes are maintained by the counseling agency and must include the clinician's name, date of service, and session start and stop time. Progress notes are a required component for the OHCA billing process. Payment is rendered from the OHCA to the provider for completed work by way of the claim process. The OHCA maintains a database of all provider claims submitted for payment. The OHCA can summarize a provider's billing history in a provider report.

Upon review of E.W. Jr.'s entire client file, twenty one required progress notes were not found.

Data analyst Justin Etchieson reviewed additional Uwudia billings and discovered that she billed for extensive services in one day. This unusual billing pattern warranted additional client file review.

On April 8, 2013 your affiant completed a subpoena and personally served it to Dora Uwudia, Owner of Minding Minds PC located at 9622 NE 23rd street, Oklahoma City, OK. The subpoena requested complete copies of additional client files.

Your affiant reviewed the billing information provided by OHCA and compared it with the progress notes provided by Dora Uwudia. A spread sheet was prepared based upon the OHCA provider report, the rendering clinician, and the times and days of the week the sessions were provided to each of the sixteen clients referenced above as recorded and reflected in each individual progress note.

The mother of E.W. Jr., M.W., M.W., and E.W. reviewed the spread sheets for their accounts. Your affiant explained that each line was for counseling provided. Reid immediately said, "Don't call it counseling, she never counseled anyone!" "She took them places and fed them." Reid was adamant that counseling services never occurred and that Dora Uwudia did not meet with her children as billed. Reid signed each spreadsheet indicating the counseling did not occur as billed. The amount billed for Behavioral Counseling that did not take place for E.W. Jr. is \$6,940.27; for E.W. is \$8,053.44; for M.W. is \$7,716.26; and for M.W. is \$8,145.21.

Stephanie Carr, mother of D.C., R.C., and C.W., reviewed the spread sheets for their accounts. Your affiant explained that each line was for counseling provided. She said counseling was not provided as billed, but acknowledges that Dora Uwudia did counsel all three of the children simultaneously for up to a total of forty five minutes. Ms. Carr indicated

that her children received individual therapy sessions for ten minutes at a time while the family waited on food service at Chuck E. Cheese.

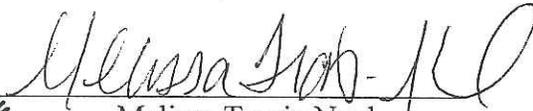
A file review of the seventeen subpoenaed client records revealed that Dora Uwudia failed to maintain treatment records supporting her billings for D.C., R.C., J.G., J.G., D.H., A.L., B.M., M.M., K.M., T.M., D.T., K.W., and E.W. as required by OHCA and State Law.

I request, upon probable cause, the court issue a warrant for the arrest of Dora Olgweraro Uwudia on the charges of Medicaid Fraud as described in Title 56 § 1005.(A)(1) and (A) (7) for knowingly making, or causing to be made a false claim, and for failure to maintain records under the Oklahoma Medicaid Program.

Further, your affiant sayeth not.


David Williams

Subscribed and affirmed before me this 12 Day of April
Two Thousand Thirteen.


Melissa Travis-Neal

My commission expires:

8/30/16

