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FOR IMMEDIATE RELEASE
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ATTORNEY GENERAL MASTO ANNOUNCES BUSINESS OWNER SENTENCED FOR MEDICAID FRAUD

Las Vegas, NV – Nevada Attorney General Catherine Cortez Masto announced today that an owner of a Medicaid facility in Las Vegas, who submitted false Medicaid claims has been sentenced to 12-48 months in jail and ordered to pay \$200,000 in restitution, penalties, and costs.

Joseph Lewellyn, 19, of Las Vegas, was sentenced for two felony offenses of submission of false claims of Medicaid fraud, by Clark County District Court Judge James Bixler. Bixler also sentenced Lewellyn to community service and two years of probation in this Medicaid fraud case.

“Combating fraud against the Medicaid system is important to preserve money for people that are in need of Medicaid services,” said Masto. “Prosecution of these crimes helps deter fraud and the restitution penalties enable the return of funds to Medicaid which ensures continued support of those in need of services.”

The investigation began after information was obtained that Lewellyn, the owner of Ocean Adult, Child, and Family Services (OACFS), and his employees, were not providing services to Medicaid recipients. Through the operation of OACFS, Lewellyn created or directed the creation of false documentation, which indicated services were provided to Medicaid recipients when in fact the services were not provided.

Interviews with Medicaid recipients and former employees of OACFS showed that Lewellyn and the employees he oversaw were not providing the Behavior Skills Training (BST) and Psychosocial Rehabilitation (PSR) services to Medicaid recipients as indicated on claims submitted to Medicaid. In one instance, claims were submitted for services allegedly provided to a Medicaid recipient when she was incarcerated.

The fraud occurred from October 2010 to March 2011.

Persons convicted of Medicaid fraud may also be administratively excluded from future Medicaid and Medicare participation.

The case was investigated and prosecuted by the Nevada Attorney General's Medicaid Fraud Control Unit (MFCU), which investigates and prosecutes financial fraud by those providing healthcare services or goods to Medicaid patients. MFCU also investigates and prosecutes instances of elder abuse or neglect. Anyone wishing to report suspicions regarding any of these concerns may contact the MFCU at 775-684-1191.

The case was prosecuted by Andrew Schulke, Senior Deputy Attorney General.

Read the criminal information by visiting: <http://bit.ly/Lewellyncriminalinformation>.



LEWELYN, JOSEPH DEVON
(Photo courtesy of Las Vegas Metropolitan Police Department)

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FILED IN OPEN COURT
STEVEN D. GRIERSON
CLERK OF THE COURT

JAN 23 2012

ROSHONDA MAYFIELD
BY, _____
ROSHONDA MAYFIELD, DEPUTY

DISTRICT COURT
CLARK COUNTY, NEVADA

11 THE STATE OF NEVADA,)
12)
13 Plaintiff,)
14 vs.)
15)
16 JOSEPH LEWELLYN,)
17 ID No. 3029501)
18 Defendant.)
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CASE NO.: C-12-278634-1
DEPT. NO.: XXIV
CRIMINAL INFORMATION

The State of Nevada, through Catherine Cortez Masto, Attorney General, by Sr. Deputy Attorney General, Andrew Schulke, hereby informs the Court and states, that the above-referenced Defendant has committed the criminal offenses of: Submitting False Claims: Medicaid Fraud, two (2) counts, felonies, in violation of NRS 422.540, within Clark County, State of Nevada as follows:

COUNT I
SUBMITTING FALSE CLAIMS
(NRS 422.540(1)(a) and NRS 422.540(2)(a) Felony, Category D)

Defendant, through a scheme or continuous course of conduct, intentionally caused claims to be made for payment from Medicaid that defendant knew were false, to wit:

On or about October 2010 through March 2011, Defendant was the owner of Ocean Adult, Child, and Family Services, Inc. (hereinafter Ocean) which was located at 1810 East Sahara, Suite #200 Las Vegas, Nevada. During this time period, Defendant allegedly

1 provided services/treatment through Ocean to Medicaid recipient M.C. (Medicaid No.
2 00XXXXXXXX37). Defendant did knowingly create and/or direct the creation of fictitious
3 documentation, including Progress Notes for Basic Skills Training (BST) and Psychosocial
4 Rehabilitation (PSR) allegedly provided to Medicaid recipient M.C. Defendant intentionally
5 used the fraudulent documentation knowing it would be used to generate false bills/claims
6 submitted for reimbursement from Medicaid. The false documentation purported that services
7 were allegedly provided to M.C. during time periods that M.C. stated that she did not receive
8 services. Also, the documentation did not contain accurate information on services allegedly
9 provided to M.C.

10 All of which was committed in the County of Clark, aggregating an amount in excess of
11 \$650.00, and constitutes a category D felony in violation of NRS 422.540.

12
13 **COUNT II**
14 **SUBMITTING FALSE CLAIMS**
15 **(NRS 422.540(1)(a) and NRS 422.540(2)(a) Felony, Category D)**

16 Defendant, through a scheme or continuous course of conduct, intentionally caused
17 claims to be made for payment from Medicaid that Defendant knew were false, to wit:

18 On or about December 2010, Defendant was the owner of Ocean Adult, Child, and
19 Family Services, Inc. (hereinafter Ocean), which was located at 1810 East Sahara, Suite #200
20 Las Vegas, Nevada. During this time period, Defendant allegedly provided services/treatment
21 through Ocean to Medicaid recipient K.P. (Medicaid No. 65XXXXXXXX03). Defendant did
22 knowingly create and/or direct the creation of fictitious documentation, including Progress
23 Notes for Basic Skills Training (BST) and Psychosocial Rehabilitation (PSR) allegedly
24 provided to Medicaid recipient K.P. Defendant intentionally used the fraudulent
25 documentation knowing it would be used to generate false bills/claims submitted for
26 reimbursement from Medicaid. The false documentation purported that K.P. received services
27 during time periods that K.P. was incarcerated. Also, the documentation created indicated
28 Defendant had knowledge that K.P. was incarcerated yet claims were submitted alleging
services were provided during the incarceration time period.

1 All of which was committed in the County of Clark, aggregating an amount in excess of
2 \$650.00, and constitutes a category D felony in violation of NRS 422.540.

3 All of which is contrary to form, force and effect of the statutes in such cases and
4 provided and against the peace and dignity of the State of Nevada.

5
6 DATED this 23rd day of January, 2012.

7 Catherine Cortez Masto,
8 Attorney General

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10 By: 

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