



OFFICE OF THE ATTORNEY GENERAL

Catherine Cortez Masto, *Attorney General*

555 E. Washington Avenue, Suite 3900
Las Vegas, Nevada 89101
Telephone - (702) 486-3420
Fax - (702) 486-3283
Web - <http://ag.state.nv.us>

FOR IMMEDIATE RELEASE
Date: July 3, 2012

CONTACT: Jennifer Lopez
702-486-3782

ATTORNEY GENERAL MASTO ANNOUNCES MEDICAL EQUIPMENT PROVIDER SENTENCED FOR MEDICAID FRAUD

Las Vegas, NV – Nevada Attorney General Catherine Cortez Masto announced that Marcia Giller, 76, of Reno, was sentenced for two felony offenses of submission of false medicaid claims. District Court Judge Steven Kosach sentenced Giller to 18 to 48 months imprisonment for each count, to be served consecutively, and additionally ordered Giller to pay \$226,000 in restitution, penalties and costs.

“In addition to jeopardizing the provision of health care to people in need, medical providers who submit fraudulent claims victimize every taxpayer who funds this beneficial and necessary program,” said Masto. “The Medicaid system must be protected, and those who commit Medicaid fraud will be punished.”

In December 2009, Nevada Medicaid provided information to the Attorney General’s Medicaid Fraud Control Unit (MFCU) that AME Home Health Care (AME), a medical equipment company owned and operated by Giller, had submitted and been paid for Medicaid claims that were not supported by required documentation. Medicaid provides payment to medical equipment suppliers who furnish medical supplies that allow people to maintain hygiene, gain mobility and care for their own medical conditions.

Further investigation by the MFCU revealed that, in addition to the lack of supporting documentation, Giller repeatedly submitted claims for persons who did not actually receive supplies from AME. Giller nonetheless continued to submit fraudulent claims and receive payment over the course of several years. Although Giller submitted claims under supposed client names and numbers, those persons were unaware that their Medicaid information was being used in such a way.

The fraud occurred from January 2007 through May 2010.

Persons convicted of Medicaid fraud may also be administratively excluded from future Medicaid 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. The 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 Matthew Jensen, Senior Deputy Attorney General.

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



GILLER, MARCIA

(Photo courtesy of Washoe County Sheriff's Office)

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CATHERINE CORTEZ MASTO

Attorney General

MATTHEW L. JENSEN

Sr. Deputy Attorney General

Nevada Bar #6357

Office of the Attorney General

100 North Carson Street

Carson City, NV 89701

775-684-1185

775-684-1192 (facsimile)

Attorneys for Plaintiff

State of Nevada

FILED

2012 FEB 21 PM 4:41

JOEY HASTINGS

BY D. Jaramilla
DEPUTY

IN THE SECOND JUDICIAL DISTRICT COURT

WASHOE COUNTY, STATE OF NEVADA

THE STATE OF NEVADA,

Plaintiff,

vs.

MARCIA A. GILLER,

Defendant.

CASE NO.: CR12-0252

DEPT. NO.: D8

CRIMINAL INFORMATION

The State of Nevada through Catherine Cortez Masto, Attorney General, by Matthew L. Jensen, Senior Deputy Attorney General, hereby informs the Court and states that the above-referenced defendant has committed the criminal offenses of: Submission of False Medicaid Claims, two (2) counts, felonies in violation of NRS 422.540(1)(a), within Washoe County, State of Nevada as follows:

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COUNT 1
SUBMISSION OF FALSE MEDICAID CLAIMS
NRS 422.540 (1)(a) and NRS 422.540 (2)(a)
Felony, Category D

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

From prior to January 2007 through June 2010, Defendant maintained an agreement with Medicaid to be a provider of services or goods and operated a business known as Ambulance Service of Reno d/b/a AME Home Health Care ("AME") with its principal location at 395 S. Wells Avenue, Reno, Nevada. While so operating, Defendant, through AME, did knowingly cause fraudulent bills/claims for reimbursement to be generated and submitted for payment by Medicaid as follows:

From January 2007 through May 2010, Defendant submitted several claims to Medicaid for reimbursement under the Medicaid numbers of Medicaid recipients S.D. (Medicaid No. 78-----013), N.D. (Medicaid No. 00-----602), L.D. (Medicaid No. 78-----012), N.F. (Medicaid No. 64-----012), A.B. (Medicaid No. 37-----016), J.G. (Medicaid No. 64-----011), and/or A.M. (Medicaid No. 78-----001). Defendant's claims to Medicaid asserted that certain medical supplies were provided to the aforementioned Medicaid recipients and requested reimbursement for such provision of medical supplies. Instead, the aforementioned Medicaid recipients did not receive the certain medical supplies from Defendant, or through AME, that Defendant claimed to have provided.

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

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

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COUNT 2
SUBMISSION OF FALSE MEDICAID CLAIMS
NRS 422.540 (1)(a) and NRS 422.540 (2)(a)
Felony, Category D

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

From prior to January 2007 through June 2010, Defendant maintained an agreement with Medicaid to be a provider of services or goods and operated a business known as Ambulance Service of Reno d/b/a AME Home Health Care ("AME") with its principal location at 395 S. Wells Avenue, Reno, Nevada. While so operating, Defendant, through AME, did knowingly cause fraudulent bills/claims for reimbursement to be generated and submitted for payment by Medicaid as follows:

From January 2007 through May 2010, Defendant submitted several claims to Medicaid for reimbursement under the Medicaid numbers of Medicaid recipients G.A. (Medicaid No. 00-----317), E.B. (Medicaid No. 00-----671), C.B. (Medicaid No. 49-----001), M.J. (Medicaid No. 22-----001), D.La. (Medicaid No. 36-----001), D.Lo. (Medicaid No. 48-----010), J.L. (Medicaid No. 34-----011), D.M. (Medicaid No. 00-----201), B.O. (Medicaid No. 41-----010), U.P. (Medicaid No. 62-----011), M.P. (Medicaid No. 61-----001), A.R. (Medicaid No. 26-----010), J.S. (Medicaid No. 00-----332), B.S. (Medicaid No. 00-----023), E.T. (Medicaid No. 79-----010), J.T. (Medicaid No. 60-----001), J.V. (Medicaid No. 64-----001) and/or L.W. (Medicaid No. 83-----001). Defendant's claims to Medicaid asserted that certain medical supplies were provided to the aforementioned Medicaid recipients and requested reimbursement for such provision of medical supplies. Instead, the aforementioned Medicaid recipients did not receive the certain medical supplies from Defendant, or through AME, that Defendant claimed to have provided.

All of which was committed in the County of Washoe, the amount of the claims aggregating an amount in excess of \$650.00, and constitutes a category D felony in

1 violation of NRS 422.540.

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

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5 DATED this 21ST day of FEBRUARY 2012.

6
7 CATHERINE CORTEZ MASTO
8 Attorney General

9
10 By: 

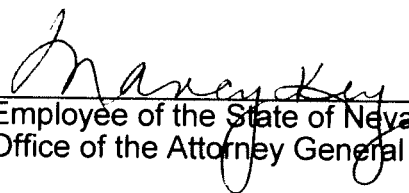
11 Matthew L. Jensen
12 Sr. Deputy Attorney General
13 Nevada Bar No. 6357
14 100 N. Carson St.
15 Carson City, NV 89701
16 (775) 684-1185
17 Attorneys for State
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1 **CERTIFICATE OF MAILING**

2 I hereby certify that I am an employee of the Office of the Attorney General and that I
3 have this day served a copy of the foregoing Criminal Information, by depositing a true and
4 correct copy of the same in a sealed envelope via the United States Post Office, properly
5 addressed, first class postage fully prepaid, to the following:

6 Richard Molezzo, Esq
7 The Hardy Law Group
8 96 and 98 Winter Street
9 Reno, NV 89503

10 DATED this 21ST day of February, 2012.

11 
12 Employee of the State of Nevada
13 Office of the Attorney General

14 Attorney General's Office
15 100 N. Carson Street
16 Carson City, Nevada 89701-4717