

CLERK OF THE COURT

INFM

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(I.A. 05/28/13, 1:30 P.M.)

DISTRICT COURT

CLARK COUNTY, NEVADA

STATE OF NEVADA,)	Case No.: C13-289879-1
)	
Plaintiff,)	Dept. No.: XVIII
)	
v.)	
)	
ERNESTO GUERRA-PEREZ,)	
)	
Defendant.)	

INFORMATION

The State of Nevada, by and through legal counsel, CATHERINE CORTEZ MASTO, Nevada Attorney General, and Andrew Schulke, Sup. Sr. Deputy Attorney General, informs this Honorable Court that ERNESTO GUERRA-PEREZ, the Defendant above named, has committed the offense of INTENTIONAL FAILURE TO MAINTAIN ADEQUATE RECORDS, a gross misdemeanor violation of NRS 422.570(1), one (1) count, within Clark County, State of Nevada as follows:

COUNT ONE
INTENTIONAL FAILURE TO MAINTAIN ADEQUATE RECORDS
(NRS 422.570(1) Gross Misdemeanor)

Defendant, upon causing claims to be submitted or payment received pursuant to the Nevada State Medicaid plan, did knowingly and intentionally fail to maintain such records as are necessary to disclose fully the nature of the goods or services for which the claims were submitted or payment was received for at least 5 years after the date on which payment was

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1 received. The actions occurred as part of Defendant's routine business practices/scheme or
2 continuous course of conduct, to wit:

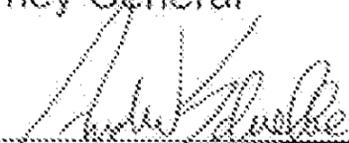
3 On or about December 2010 through December 2011, Defendant was employed as a
4 personal care aide by High Class Personal Care (High Class). During times stated herein,
5 High Class was located at 5000 W. Oakey Blvd. Suite E1, Las Vegas, Nevada. High Class
6 assigned Medicaid recipient R.C. (Medicaid No. 00XXXXXX060) as a patient/client for
7 Defendant to provide home care services. While so employed, Defendant did knowingly fail
8 to maintain accurate documentation, including time and attendance documents concerning
9 the home care actually provided to Medicaid recipient R.C. Defendant knew these records
10 were used as a basis for claims submitted for reimbursement from Medicaid. Defendant
11 subsequently received payment for such claimed services. Defendant intentionally failed to
12 maintain accurate records that are necessary to fully disclose the nature of the service for
13 those claims. Many of Defendant's records did not note accurate or true dates, times or
14 length of services allegedly provided.

15 All of which was committed in the County of Clark, and constitutes a gross
16 misdemeanor violation of NRS 422.570(1).

17 All of which is contrary to the form, force and effect of the statutes in such cases made
18 and provided, and against the peace and dignity of the State of Nevada. Furthermore,
19 complainant makes this declaration subject to the penalty of perjury.

20 Dated this 21st day of May, 2013.

21 CATHERINE CORTEZ MASTO
22 Attorney General

23 By: 
24 ANDREW SCHULKE
25 Sup. Sr. Deputy Attorney General
26 Medicaid Fraud Control Unit
27
28