

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
EASTERN DIVISION

FILED
RICHARD W. NAGEL
CLERK OF COURT

2020 JUL -1 PM 2:42

UNITED STATES OF AMERICA,

Plaintiff,

vs.

FELICIA CIAMACCO

Defendant.

CASE NO. 2:20-cv-00100

JUDGE Markley

INFORMATION

18 U.S.C. §1347

21 U.S.C. §846

UNITED STATES ATTORNEY CHARGES:

At all times relevant to this Information:

I. INTRODUCTION

1. The defendant, FELICIA CIAMACCO, resided in the Southern District of Ohio.
2. The defendant, FELICIA CIAMACCO, was licensed in the State of Ohio as a Physician's Assistant.
3. The defendant, FELICIA CIAMACCO, was registered with federal and state authorities to prescribe schedule II-IV controlled substances.
4. The defendant, FELICIA CIAMACCO, was employed by MIDWEST SPINE, located at all relevant times within the Southern District of Ohio.

COUNT 1

(Conspiracy to Distribute and Dispense a Controlled Substance)

5. Paragraphs 1 through 4 are realleged and incorporated by reference as though fully set forth herein.
6. On or about January 6, 2015, through on or about January 17, 2019, in the Southern District of Ohio, Defendant FELICIA CIAMACCO, did knowingly and willfully

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combine, conspire, confederate and agree with others, both known and unknown to the United States Attorney, to violate 21 U.S.C. §841(a)(1) and §(b)(1)(E)(i) and that is, to knowingly, intentionally, and unlawfully cause the distribution and dispensing of a mixture and substance containing a detectable amount of Oxycodone, a schedule II controlled substance, to M.G., outside the usual scope of professional practice and without a legitimate medical purpose.

In violation of 21 U.S.C. §§846 and 841(a)(1) and (b)(1)(C)

COUNT 2
(Health Care Fraud)

7. Paragraphs 1 through 4 are realleged and incorporated by reference as though fully set forth herein.
8. On or about January 1, 2013, through on or about November 16, 2019, in the Southern District of Ohio, Defendant FELICIA CIAMACCO did knowingly and willfully execute and attempt to execute the scheme and artifice to defraud health care benefit programs, or obtain by means of false and fraudulent pretenses, representations or promises, any of the money owned by, or under the control of a health care benefit program, that is Medicare, the Ohio Medicaid program, and/or Ohio Bureau of Workers' Compensation (BWC), in connection with the delivery of or payment for health care benefits, items or services by causing bills to be submitted for pharmaceuticals that were not medically necessary, in that the prescriptions were issued outside the usual scope of professional practice and without a legitimate medical purpose.

Execution of the Scheme

9. It was part of the scheme to defraud that FELICIA CIAMACCO through MIDWEST SPINE billed or caused the submission of bills to Medicare, Medicaid and Medicaid MCOs, and the Ohio Bureau of Workers' Compensation for medically unnecessary controlled substances.
10. It was further a part of the scheme to defraud that FELICIA CIAMACCO prescribed medically unnecessary controlled substances to her patients, knowing they had Medicare, Medicaid, Medicaid MCO, or BWC as their insurer.
11. It was further a part of the scheme to defraud that FELICIA CIAMAACO through MIDWEST SPINE billed or caused the submission of bills to Medicare, Medicaid and MCOs, and the Ohio Bureau of Workers' Compensation, for office visits indicating the office visits were more complex, and involved more time than actually occurred, resulting in MIDWEST SPINE receiving a higher payment than it was entitled to, also known as upcoding.
12. It was further a part of the scheme to defraud that from January 1, 2013, through on or about November 16, 2019, FELICIA CIAMACCO through MIDWEST SPINE caused the submission of false claims to the Health Care Benefit Programs, resulting in a loss of \$311,963 to the Ohio Department of Medicaid, \$67,784.59 to the Ohio Bureau of Workers' Compensation, and \$4,796.01 to the Centers for Medicaid and Medicare (CMS).

In violation of 18 U.S.C. §1347.

DAVID M. DEVILLERS
UNITED STATES ATTORNEY



MARITSA A. FLAHERTY, 0080903
Assistant United States Attorney