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CLERK US DISTRICT COURT
DISTRICT OF ARIZONA

CR-26-00668-PHX-DJH (ASB)

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF ARIZONA

United States of America, Plaintiff, vs. Jimmy Munyawera Muyumbu, Defendant.	No. **INDICTMENT** VIO: 18 U.S.C. § 1349 (Conspiracy to Commit Wire Fraud and Heath Care Fraud) Count 1 18 U.S.C. §§ 1347, 2 (Health Care Fraud) Counts 2–5 18 U.S.C. § 1956(h) (Conspiracy to Launder Money) Count 6 18 U.S.C. §§ 1957, 2 (Transactional Money Laundering) Count 7 18 U.S.C. § 981(a)(1)(A), (C) 18 U.S.C. § 982(a)(1), (7), (b) 21 U.S.C. § 853 28 U.S.C. § 2461(c) (Forfeiture Allegation)

THE GRAND JURY CHARGES:

At all times relevant to this Indictment, within the District of Arizona and elsewhere:

INTRODUCTION

1. Between on or about August 9, 2022, and on or about May 15, 2023, the defendant, JIMMY MUNYAWERA MUYUMBU ("MUYUMBU"), acting primarily through his company, Motherland Counseling, LLC ("MOTHERLAND"), submitted and caused the submission of approximately $44.9 million in false and fraudulent claims to the Arizona Health Care Cost Containment System ("AHCCCS") for behavioral health care services, causing AHCCCS to pay MOTHERLAND approximately $36.6 million. MUYUMBU primarily targeted AHCCCS's American Indian Health Program ("AIHP"), among other programs, and billed AHCCCS for services that were never provided and not

provided as represented. MUYUMBU then laundered the proceeds of his fraudulent scheme, primarily through the purchase of residential and commercial real properties.

Background on AHCCCS

2. AHCCCS was Arizona's Medicaid agency that offered health care programs to Arizona residents. AHCCCS contracted with several health plans to provide covered services, and worked with medical providers, such as doctors, hospitals, pharmacies, specialists, and counselors, to provide care for AHCCCS members. Covered services included, among other services, behavioral health counseling services, such as counseling and substance abuse treatment.

3. AHCCCS administered Medicaid health care programs to Arizona residents who met certain income requirements. The federal government paid states for the majority of Medicaid program expenditures. Among other programs and plans, AHCCCS provided care through AIHP, through which AHCCCS-enrolled Native Americans received health care services on a fee-for-service basis.

4. All medical providers who served AHCCCS members were required to be screened and enrolled as an approved provider before AHCCCS paid the provider for medical services provided to its members. For a medical professional to become a provider in the AHCCCS program, the provider must have truthfully and accurately completed a provider enrollment paperwork package and submitted it to AHCCCS. Officials at AHCCCS reviewed such applications and, if they approved the application, the medical provider was then permitted to begin providing medical services to AHCCCS members and receive payments from AHCCCS for medical services rendered.

5. As part of their AHCCCS application, providers must have filled out and signed a provider participation agreement that included a certification in which they agreed to abide by all laws, regulations, and policies governing AHCCCS.

6. After an approved AHCCCS provider provided services to an AHCCCS member, the provider typically submitted a claim for payment through an online portal operated by AHCCCS. As part of such a claim submission, AHCCCS required the provider

to disclose the date services were provided, codes that reflected the type of services provided, as well as the total amount of reimbursement sought by the provider.

7. AHCCCS providers were required to be registered and to obtain an AHCCCS Provider ID.

8. AHCCCS typically paid its providers either by check or by electronically transmitting funds to a bank account.

9. AHCCCS was a "health care benefit program," as defined in Title 18, United States Code, Section 24(b), and a "Federal health care program," as defined in Title 42, United States Code, Section 1320a-7b(f).

10. AHCCCS-covered services, including behavioral health services, must have been medically necessary, cost effective, federally reimbursable, and state reimbursable. Arizona Administrative Code R9-22-202.

11. Outpatient behavioral health services were behavioral health services provided by an outpatient treatment center ("OTC"). An OTC was a health care institution without inpatient beds that provided physical health services or behavioral health services for the diagnosis and treatment of patients. Arizona Administrative Code R9-10-101.

12. OTC services included therapy in the form of intensive outpatient services ("IOP") and outpatient services ("OP"). IOP and OP patients attended facilities on an ongoing basis where treatment was rendered, generally in the form of group and individual therapy sessions. The distinction between the two different treatment plans related to, among other things, the amount of therapy time on a daily or weekly basis.

The Defendant and Related Individuals and Entities

13. MUYUMBU resided in Arizona and did so from the beginning of the time period charged in this Indictment until in or around October 2025. MUYUMBU owned and operated MOTHERLAND and directed the day-to-day operations of MOTHERLAND.

14. MOTHERLAND, an OTC, was organized in Arizona on or about August 9, 2022, as a domestic limited liability company providing "Health Care and Social

Assistance." MUYUMBU was listed in the Arizona Corporation Commission documents as the statutory agent and member of MOTHERLAND.

15. MOTHERLAND applied to the Arizona Department of Health Services for a license as an OTC to operate at **** North 16th Street, Suite *** Room ***, Phoenix, Arizona 85020. MOTHERLAND was licensed as an OTC effective on September 6, 2022. MOTHERLAND was registered under AHCCCS Provider ID ending in x6044 and National Provider ID ending in x6608.

16. ProMD Solutions, LLC ("PROMD") was organized in Arizona on or about August 5, 2021. According to its website, PROMD provided credentialing, enrolling, medical coding, and billing services for medical practices. PROMD provided such services for MOTHERLAND during the period of the conspiracy.

17. Farrukh Ali ("Ali") was the owner and operator of PROMD.

18. Unindicted "Co-Conspirator 1" was a resident of Arizona and a member of MOTHERLAND.

19. Ntare LLC ("NTARE") was formed on or about December 27, 2022, as a "real estate and rental and leasing" business. MUYUMBU and Co-Conspirator 1 were both identified as organizers of the company in the Arizona Corporation Commission documents forming NTARE.

Investigation into Widespread AHCCCS Fraud

20. The AHCCCS Office of Inspector General ("OIG") began investigating a widespread fraud in which residential and outpatient treatment centers recruited Native Americans and other individuals to exploit the AIHP under AHCCCS.

21. AHCCCS OIG identified MOTHERLAND as one of the OTCs billing AHCCCS, including through AIHP, in patterns that suggested fraud. Its investigation revealed that, among other things:

a. MOTHERLAND's Behavioral Health Professional, at the time of the AHCCCS investigation, was not an AHCCCS registered provider;

b. MOTHERLAND's billing reflected "standard" or "automatic" billing, in which multiple AHCCCS members were billed in similar patterns;

c. MOTHERLAND's documentation was missing or insufficient;

d. MOTHERLAND billed for patients who were deceased; and

e. MOTHERLAND billed for services for patients who were billed by other clinics on the same dates of service.

Funds Received from AHCCCS

22. MOTHERLAND's corporate bank account for the time period relevant to this Indictment was a Bank of America account ending in x2381 ("the Motherland x2381 Account"). Bank records show deposits of approximately $36.6 million from AHCCCS programs during the relevant time period—approximately $36.1 million from AHCCCS and the remaining funds from Medicaid Managed Care Organizations ("MCOs"). MUYUMBU and Co-Conspirator 1 were the signatories on the Motherland x2381 Account and beneficially owned and controlled, directly and indirectly, the payments received from AHCCCS and the MCOs.

23. NTARE's corporate bank account for the relevant time period was a Bank of America account ending in x8827. NTARE's bank account was primarily funded by MOTHERLAND. MUYUMBU and Co-Conspirator 1 were the signatories on the NTARE bank account.

<u>COUNT 1</u>
Conspiracy to Commit Wire Fraud and Health Care Fraud
(18 U.S.C. § 1349)

24. The factual allegations in paragraphs 1–23 are incorporated for Count 1.

25. Beginning in or around August 2022, and continuing through in or around May 2023, in the District of Arizona and elsewhere, the defendant, JIMMY MUNYAWERA MUYUMBU did knowingly and willfully combine, conspire, confederate, and agree with Ali and others known and unknown to the grand jury, to commit the following offenses against the United States: wire fraud, in violation of 18 U.S.C. § 1343; and health care fraud, in violation of 18 U.S.C. § 1347.

Purpose of the Conspiracy

26. It was a purpose of the conspiracy for MUYUMBU, Ali, and others to unjustly enrich themselves by, among other things: (a) submitting and causing the submission of false and fraudulent claims to AHCCCS; (b) concealing the submission of false and fraudulent claims to AHCCCS and the receipt and transfer of fraud proceeds; and (c) diverting the fraud proceeds for their personal use and benefit, the use and benefit of others, and to further the fraud.

Manner and Means of the Conspiracy and Scheme

27. The manner and means used by MUYUMBU and Ali, individually and doing business under the entities described above, along with other individuals and entities known and unknown to the grand jury, to effectuate the objects of the conspiracy and scheme to defraud, included the following:

a. MUYUMBU established, operated, and controlled MOTHERLAND, an OTC, which was purportedly in the business of providing addiction treatment services for people suffering from alcohol and drug addiction.

b. On or about September 29, 2022, MUYUMBU electronically signed, or caused another to sign on his behalf, the AHCCCS provider participation agreement for MOTHERLAND, in which MUYUMBU falsely promised to comply with all AHCCCS Provider Manuals and Policy Guidelines, to maintain records as required by AHCCCS, and to comply with all federal, state, and local laws.

c. To obtain and retain patients for MOTHERLAND whose insurance, including AHCCCS, could be billed for substance abuse treatment services such as IOP and OP, MUYUMBU and his co-conspirators offered and paid kickbacks and bribes to individuals in exchange for patient referrals.

d. MUYUMBU, Ali, and others submitted and caused others to submit false and fraudulent claims to AHCCCS for behavioral health substance abuse treatment therapy services that were not provided, were not provided as billed, were not provided by qualified personnel, were so substandard that they failed to serve a treatment purpose, were not used or integrated into any treatment plan, were medically unnecessary, and were tainted by illegal kickbacks and bribes.

e. MUYUMBU, Ali, and others falsified and altered, and caused the falsification and alteration, of MOTHERLAND therapy notes reflecting that MOTHERLAND's patients attended therapy when they did not and reflecting that therapy was provided when it was not.

f. MUYUMBU, Ali, and their co-conspirators submitted and caused the submission of approximately $44,920,644 in false and fraudulent claims to AHCCCS.

g. The false and fraudulent claims that MUYUMBU, Ali, and their co-conspirators submitted and caused to be submitted to AHCCCS caused the transmission of wires in interstate commerce.

h. As a result of these false and fraudulent claims, AHCCCS, directly and through MCOs, paid MOTHERLAND approximately $36,678,016.

i. MUYUMBU, Ali, and others used the proceeds of the fraud to enrich themselves, to pay kickbacks and bribes, and to purchase real property worth millions of dollars.

All in violation of 18 U.S.C. § 1349.

COUNTS 2–5
Health Care Fraud
(18 U.S.C. §§ 1347 and 2)

28. The factual allegations in paragraphs 1–23 and 27 are incorporated for Counts 2–5.

29. Beginning in or around August 2022, and continuing through in or around May 2023, in the District of Arizona and elsewhere, the defendant, JIMMY MUNYAWERA MUYUMBU and Ali, individually and doing business under the entities described above, along with other individuals and entities known and unknown to the grand jury, aiding and abetting each other, knowingly and willfully executed and attempted to execute a scheme and artifice to defraud a health care benefit program and to obtain by means of false or fraudulent pretenses, representations, and promises, money and property

owned by and under the custody or control of a health care benefit program, to wit: AHCCCS, in connection with the delivery of and payment for health care benefits, items, and services.

30. On or about the dates below, MUYUMBU and Ali submitted and caused to be submitted to AHCCCS the following fraudulent billings related to MOTHERLAND:

Count	Beneficiary	Approx. Date Submitted	Approx. Amount Billed	Approx. Dates of Service	Claim Number
2	B.F.	12/15/2022	$1,257	12/10/2022 – 12/11/2022	223495008130
3	C.B.	12/21/2023	$4,942	12/13/2022 – 12/16/2022	223555006720
4	A.J.	1/11/2023	$4,942	1/3/2023 – 1/6/2023	230115006637
5	J.M.	1/26/2023	$4,942	1/16/2023 – 1/19/2023	230265005908

Each in violation of 18 U.S.C. §§ 1347 and 2.

COUNT 6
Conspiracy to Launder Money
(18 U.S.C. § 1956(h))

31. The factual allegations in paragraphs 1–23, 27, and 30 are incorporated for Count 6.

32. Beginning no later than in or around December 2022, and continuing until at least in or around January 2026, in the District of Arizona and elsewhere, the defendant, JIMMY MUNYAWERA MUYUMBU and Co-Conspirator 1 knowingly conspired with each other and others known and unknown to the grand jury to knowingly engage and attempt to engage in monetary transactions in criminally derived property of a value greater than $10,000, such property having been derived from a specified unlawful activity,

namely conspiracy to commit wire fraud and health care fraud, in violation of 18 U.S.C. § 1349, and health care fraud, in violation of 18 U.S.C. § 1347.

Manner and Means of the Conspiracy and Scheme

33. The manner and means used by MUYUMBU and Co-Conspirator 1, individually and through MOTHERLAND and NTARE, along with other individuals and entities known and unknown to the grand jury, to effectuate the objects of the conspiracy, included the following:

a. MUYUMBU established, operated, and controlled NTARE, which was funded almost exclusively with fraudulent proceeds obtained through the scheme charged in Count 1.

b. After MOTHERLAND was suspended by AHCCCS based on credible allegations of fraud in or around June 2023, Co-Conspirator 1 signed paperwork to be added as a signatory on NTARE's bank account, and Co-Conspirator 1 replaced MUYUMBU as NTARE's manager in NTARE's paperwork with the Arizona Corporation Commission so that MUYUMBU was no longer listed as a principal of NTARE.

c. MUYUMBU and Co-Conspirator 1, acting through MOTHERLAND and NTARE, used millions of dollars of fraudulent proceeds of the scheme described in Count 1 to purchase multiple real properties in the District of Arizona ("the Real Properties").

e. After MUYUMBU and Co-Conspirator 1 were served with a civil complaint against three of the Real Properties in or around October 2025,[1] which described the fraudulent scheme charged in Count 1, MUYUMBU fled the United States.

f. After MUYUMBU fled the United States, Co-Conspirator 1 sold at least three of the Real Properties that had been purchased with criminal proceeds.

All in violation of 18 U.S.C. § 1956(h).

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[1] *United States v. Real Property Located at 5881 W. Del Lago Circle, Glendale, Arizona, et al.*, No. 2:25-cv-03644-SMB.

COUNT 7
Transactional Money Laundering
(18 U.S.C. §§ 1957, 2)

34. The factual allegations in paragraphs 1–23, 27, 30, and 33 above are incorporated for Count 7.

35. On or about the approximate date listed below, the defendant, JIMMY MUNYAWERA MUYUMBU, Co-Conspirator 1, and other individuals and entities known and unknown to the grand jury, aiding and abetting each other, in the District of Arizona and elsewhere, knowingly engaged and attempted to engage in the following monetary transactions in the United States with criminally derived property of a value exceeding $10,000, derived from specified unlawful activity, namely conspiracy to commit wire fraud and health care fraud, in violation of 18 U.S.C. § 1349, and health care fraud, in violation of 18 U.S.C. § 1347:

Ct.	Approx. Date	Originating Account	Description	Approx. Amount
7	April 19, 2023	The Motherland x2381 Account	Cashier's Check No. 4845002526 to Driggs Title	$1,189,937

All in violation of 18 U.S.C. §§ 1957 and 2.

FORFEITURE ALLEGATIONS
(18 U.S.C. § 981(a)(1)(A), (C), 18 U.S.C. § 982(a)(1), (7), (b), 21 U.S.C. § 853, and 28 U.S.C. § 2461(c))

36. The factual allegations in the preceding paragraphs are incorporated by reference and re-alleged as though fully set forth herein. The grand jury further realleges and incorporates the allegations of Counts 1 through 7 of this indictment.

37. Pursuant to 18 U.S.C. §§ 981 and 982, 21 U.S.C. § 853, and 28 U.S.C. § 2461(c), upon conviction of one or more of the offenses alleged in Counts 1 through 7 above, the defendant, JIMMY MUNYAWERA MUYUMBU, shall forfeit to the United

States all right, title, and interest in any and all property, real or personal, involved in such offense(s), or in any property traceable to such property involved in the offense(s), including the following: (a) all money or other property that was the subject of or involved in each transaction or transfer in violation of a statute listed in 18 U.S.C. § 981(a)(1)(A) or 18 U.S.C. § 982(a)(1); and (b) all other property constituting or traceable to proceeds derived, directly or indirectly, from the commission of a Federal health care offense, or the commission of any offense listed in 18 U.S.C. § 981(a)(1)(C). Such property includes, but is not limited to, a sum of money equal to at least $36.6 million in U.S. currency, representing the amount of proceeds obtained from the offenses, and the specific property named below:

a. $30,796.81 in funds seized from Bank of America account number ending in x8827;

b. $26,608.01 in funds seized from Bank of America account number ending in x8827; and

c. $47,059.02 in funds seized from WFG National Title Insurance Company.

38. If any of the forfeitable property, as a result of any act or omission by the Defendant,

a. cannot be located upon the exercise of due diligence,

b. has been transferred, sold to, or deposited with a third party,

c. has been placed beyond the jurisdiction of the court,

d. had been substantially diminished in value, or

e. has been commingled with other property and cannot be divided without difficulty,

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it is the intent of the United States to seek forfeiture of any other property of the Defendant up to the value of the above-described forfeitable property, pursuant to 21 U.S.C. § 853(p).

A TRUE BILL

s/
FOREPERSON OF THE GRAND JURY
Date: June 17, 2026

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