

IN THE DISTRICT COURT FOR THE STATE OF ALASKA
THIRD JUDICIAL DISTRICT AT ANCHORAGE

STATE OF ALASKA,

Plaintiff,

vs.

JOSHUA THEODORE TOFAEONO

DOB: [REDACTED]

APSIN ID: 07245069

DMV NO.: 7160167 AK

ATN: 118882098

MELIA ESETA TOFAEONO

DOB: [REDACTED]

APSIN ID: 06565288

DMV NO.: 6565288 AK

ATN: 118882089

Defendant.

No. 3AN-26-03747CR (Joshua Theodore Tofaeono)

No. 3AN-26-03748CR (Melia Eseta Tofaeono)

INFORMATION

I certify this document and its attachments do not contain the (1) name of a victim of a sexual offense listed in AS 12.61.140 or (2) residence or business address or telephone number of a victim of or witness to any offense unless it is an address identifying the place of a crime or an address or telephone number in a transcript of a court proceeding and disclosure of the information was ordered by the court.
The following counts charge a crime involving DOMESTIC VIOLENCE as defined in AS 18.66.990: None.

Count I - AS 11.46.600(a)(2)

Scheme To Defraud

Joshua Theodore Tofaeono - 001, Melia Eseta Tofaeono - 001

Count II - AS 11.46.130(a)(1)

Theft In The Second Degree

Joshua Theodore Tofaeono - 002, Melia Eseta Tofaeono - 002

Count III - AS 47.05.210(a)(1)Fel C

Medical Assistance Fraud

Joshua Theodore Tofaeono - 003, Melia Eseta Tofaeono - 003

Count IV - AS 47.05.210(a)(1)Fel C
Medical Assistance Fraud
Joshua Theodore Tofaeono - 004, Melia Eseta Tofaeono - 005

Count V - AS 11.46.630(a)(1)
Falsifying Business Records
Joshua Theodore Tofaeono - 005, Melia Eseta Tofaeono - 004

THE OFFICE OF SPECIAL PROSECUTIONS CHARGES:

COUNT I

That in the Third Judicial District, State of Alaska, on or about January 1, 2021 through December 31, 2025, at or near Anchorage, JOSHUA THEODORE TOFAEONO and MELIA ESETA TOFAEONO, as principal and/or accomplice, engaged in conduct constituting a scheme to defraud one or more persons of \$10,000 or to obtain \$10,000 or more from one or more persons by false or fraudulent pretense, representation, or promise and obtained property or services in accordance with the scheme; to wit: \$13,707.44 from the Alaska Medicaid Program.

All of which is a class B Felony offense being contrary to and in violation of A.S. 11.46.600(a)(2) and against the peace and dignity of the State of Alaska.

COUNT II

That in the Third Judicial District, State of Alaska, on or about January 1, 2021 through December 31, 2025, at or near Anchorage, JOSHUA THEODORE TOFAEONO and MELIA ESETA TOFAEONO, as principal and/or accomplice, committed the crime of theft and the value of the property or services was \$750 or more; to wit: \$13,707.44 from the Alaska Medicaid Program.

All of which is a class C Felony offense being contrary to and in violation of AS 11.46.130(a)(1) and against the peace and dignity of the State of Alaska.

COUNT III

That in the Third Judicial District, State of Alaska, on or about January 1, 2021 through December 31, 2025, at or near Anchorage, JOSHUA THEODORE TOFAEONO and MELIA ESETA TOFAEONO, as principal or accomplice, knowingly submitted or authorized the submission of a claim to a medical assistance agency for property, services, or a benefit with reckless disregard that the claimant is not entitled to the property, services, or benefit; to wit: \$11,594.78 for respite services from the Alaska Medicaid Program.

All of which is a class C Felony offense being contrary to and in violation of AS 47.05.210(a)(1) Fel C and against the peace and dignity of the State of Alaska.

COUNT IV

That in the Third Judicial District, State of Alaska, on or about August 19, 2024 through May 8, 2025, at or near Anchorage, JOSHUA THEODORE TOFAEONO and MELIA ESETA TOFAEONO, as principal and/or accomplice, knowingly submitted or authorized the submission of a claim to a medical assistance agency for property, services, or a benefit with reckless disregard that the claimant is not entitled to the property, services, or benefit; to wit: \$2,112.66 for respite services from the Alaska Medicaid Program.

All of which is a class C Felony offense being contrary to and in violation of AS 47.05.210(a)(1) Fel C and against the peace and dignity of the State of Alaska.

COUNT V

That in the Third Judicial District, State of Alaska, on or about January 1, 2021 through December 31, 2025, at or near Anchorage, JOSHUA THEODORE TOFAEONO and MELIA ESETA TOFAEONO, as principal and/or accomplice, with intent to defraud, made or caused a false entry in the business records of an enterprise; to wit: time sheets.

All of which is a class C Felony offense being contrary to and in violation of AS 11.46.630(a)(1) and against the peace and dignity of the State of Alaska.

1 The undersigned swears under oath this Information is based on a review of
2 Medicaid Fraud Control Unit (MFCU) Report # 1333821 and # 1333822 submitted to date,
3 as well as from discussions with MFCU Investigator Scott Wright.

4 **Background and Investigative Summary**

5 On July 1, 2025, the Medicaid Fraud Control Unit (MFCU) was contacted by a
6 personal care service agency (Agency), regarding suspected fraudulent activity occurring
7 in the services provided to recipient A.T.

8 Based on the information provided by the Agency, MFCU Investigator Scott
9 Wright began an investigation into the services that were being provided to A.T. A.T.
10 receives personal care services from multiple members of her family who are employed by
11 the Agency. Inv. Wright conducted interviews and reviewed claims data, various records,
12 as well as time sheets for each family member. One of A.T.'s care givers was her brother,
13 JOSH TOFAEONO (JOSH). JOSH was authorized by Medicaid to provide respite services
14 to T.A. in the mornings and personal care services for her in the afternoons.

15 Inv. Wright learned JOSH had a second job working for Providence Alaska
16 Medical Center (PAMC). Inv. Wright learned from the Agency that A.T.'s mother and
17 legal representative, MELIA TOFAEONO (MELIA), stated she filled out the time sheets
18 for JOSH (her son), but he signed them.

19 Inv. Wright requested JOSH'S employment records and timecards from PAMC.
20 When comparing the Agency's time sheets to those from PAMC, Inv. Wright found JOSH
21 claimed he was providing respite services for A.T. at times when he was working at PAMC.
22 Each of the Agency's time sheets for JOSH, for these respite services, were signed and
23 certified as accurate by MELIA, as A.T's legal representative.

24 After further investigation, Inv. Wright learned A.T. regularly attended special
25 education classes at Dimond High School. Inv. Wright obtained attendance records and
26 schedules for A.T.'s classes. A comparison of the time sheets JOSH provided to the Agency
27 and A.T.'s Anchorage School District records showed JOSH often claimed to be providing
personal care services to A.T. when A.T. was not present because A.T. was at school. Each

1 of the Agency's time sheets for JOSH, for those personal care services, were signed and
2 certified as accurate by MELIA.

3 In total, the Tofaeono family billed the Alaska Medicaid Program \$140,088.81 for
4 JOSH's services between January 1, 2021 and December 31, 2025. The Alaska Medicaid
5 Program paid a total of \$134,704.33 of these claims.

6 **Medicaid Requirements & Regulations**

7 The procedure code used to bill Medicaid for A.T.'s respite services is S5150.
8 Respite is care provided to "replace the caregiver's oversight, care, and support needed by
9 the recipient to remain in the recipient's community and to prevent risk of
10 institutionalization." AAC 7 §130.280. S5150 is a 15-minute code and requires that the
11 provider be present and actively providing respite services to the recipient for each 15-

12 minute period in which it is billed to Medicaid.
13 The procedure code used to bill Medicaid for A.T.'s personal care services is
14 S5125. This code is for attendant care, a type of personal care service. This is a 15-minute
15 code, which requires that the provider be present and actively providing personal care
16 services to the recipient for each 15-minute period in which it is billed to Medicaid.

17 **Conclusion**

18 The investigation conducted by MFCU revealed the following:

19 Between January 1, 2021 and December 31, 2025, Medicaid paid a total of
20 \$11,594.78 for respite services that JOSH and MELIA claimed were provided to A.T. by
21 JOSH, while he was working at PAMC.

22 Between August 19, 2024 and May 8, 2025, Medicaid paid a total of \$2,112.66
23 for personal care services that JOSH and MELIA claimed were provided to A.T. by JOSH,
24 while A.T. was not present.

25 In total, MFCU found \$13,707.44 in payments made based on fraudulent
26 documentation submitted by JOSH TOFAEONO and MELIA TOFAEONO.
27

BAIL INFORMATION

Per the Alaska Public Safety Information Network, JOSH TOFAEONO has the following conviction in Alaska.

CONV COURT	CONV DATE	CONVICTING CHARGE	COURT DOCKET	POS ID	FEL	ATN
DAN	10/13/16	OPERATING UNDER THE INFLUENCE	3AN-16-7473	Y	N	115755921

Per the Alaska Public Safety Information Network, MELIA TOFAEONO has the following convictions in Alaska.

CONV COURT	CONV DATE	CONVICTING CHARGE	COURT DOCKET	POS ID	FEL	ATN
DAN	01/06/98	ASSAULT	97-7535	Y	N	102063366
DAN	06/10/97	ASSAULT	97-3756	N	N	101527155
SAN	10/09/96	LARCENY	S9602333	Y	Y	100111480

Dated at Anchorage, Alaska, this 8th day of June, 2026.

CORI M. MILLS
ACTING ATTORNEY GENERAL

By:



Heather V. Dyreng
Assistant Attorney General
Alaska Bar No. 2511103