

FILED

JUN 27 2018

**THOMAS G. BRUTON
CLERK, U.S. DISTRICT COURT**

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

JUDGE LEINENWEBER

18CR 404

UNITED STATES OF AMERICA

vs.

TAPAS DASGUPTA

)
) Case No.

)
)
) Violation:

Title 42, United States
Code, Section 1320a-
7b(1)(A)

)
)
)
) **INFORMATION**

COUNT ONE

MAGISTRATE JUDGE MARTIN

The UNITED STATES DEPARTMENT OF JUSTICE charges that:

1. Medicare was a federal health care program, as defined in Title 42, United States Code, Section 1320a-7b, that provided health benefits which were funded directly, in whole or in part by the United States Government.

2. On or about July 3, 2013, in the Northern District of Illinois, Eastern Division, and elsewhere,

TAPAS DASGUPTA,

defendant herein, knowingly and willfully solicited and received, directly and indirectly, overtly and covertly, remuneration from an individual, specifically \$500 in cash, in return for defendant DASGUPTA referring patients to a home health agency for the furnishing and arranging for the furnishing of a service for which payment may be made in whole and in part under a Federal health care program, namely Medicare;

In violation of Title 42, United States Code, Section 1320a-7b(b)(1)(A).

COUNT TWO

1. The allegations of Paragraph 1 of Count One of the Information are incorporated here.

2. On or about August 2, 2013, in the Northern District of Illinois, Eastern Division, and elsewhere,

TAPAS DASGUPTA,

defendant herein, knowingly and willfully solicited and received, directly and indirectly, overtly and covertly, remuneration from an individual, specifically \$1,000 in cash, in return for defendant DASGUPTA referring patients to a home health agency for the furnishing and arranging for the furnishing of a service for which payment may be made in whole and in part under a Federal health care program, namely Medicare;

In violation of Title 42, United States Code, Section 1320a-7b(b)(1)(A).

COUNT THREE

1. The allegations of Paragraph 1 of Count One of the Information are incorporated here.

2. On or about August 21, 2013, in the Northern District of Illinois, Eastern Division, and elsewhere,

TAPAS DASGUPTA,

defendant herein, knowingly and willfully solicited and received, directly and indirectly, overtly and covertly, remuneration from an individual, specifically \$500 in cash, in return for defendant DASGUPTA referring patients to a home health agency for the furnishing and arranging for the furnishing of a service for which payment may be made in whole and in part under a Federal health care program, namely Medicare;

In violation of Title 42, United States Code, Section 1320a-7b(b)(1)(A).

FORFEITURE ALLEGATIONS

The UNITED STATES DEPARTMENT OF JUSTICE further charges that:

1. The allegations contained above in this Information are incorporated here for the purpose of alleging forfeiture to the United States of America of certain property pursuant to Title 18, United States Code, Section 982(a)(7).

2. As a result of his violations of Title 42, United States Code, Section 1320a-7b(b)(1)(A), as alleged in this Information,

TAPAS DASGUPTA,

defendant herein, shall forfeit to the United States, pursuant to Title 18, United States Code, Section 982(a)(7), any and all right, title and interest he may have in any property, real or personal, that constitutes or is derived, directly or indirectly, from gross proceeds traceable to the commission of the offense, which is property subject to forfeiture pursuant to Title 18, United States Code, Section 982(a)(7).

3. If any of the property described above, as a result of any act or omission of the defendant:

- i. cannot be located upon the exercise of due diligence;
- ii. has been transferred or sold to, or deposited with, a third party;
- iii. has been placed beyond the jurisdiction of the Court;
- iv. has been substantially diminished in value; or
- v. has been commingled with other property that cannot be subdivided without difficulty;

the United States of America shall be entitled to forfeiture of substitute property under the provisions of Title 21, United States Code, Section 853(p), as incorporated by Title 18, United States Code, Section 982(b)(1).

Handwritten signature of Sandra Moser in cursive, followed by the initials "/PMM".

SANDRA MOSER, ACTING CHIEF
U.S. DEPARTMENT OF JUSTICE
CRIMINAL DIVISION, FRAUD SECTION

Handwritten signature of Joseph Beemsterboer in cursive, followed by the initials "/PMM".

JOSEPH BEEMSTERBOER
U.S. DEPARTMENT OF JUSTICE
CRIMINAL DIVISION, FRAUD SECTION
CHIEF – HEALTH CARE FRAUD UNIT

Handwritten signature of Patrick Mott in cursive, followed by the initials "Mott".

PATRICK MOTT
TRIAL ATTORNEY
U.S. DEPARTMENT OF JUSTICE
CRIMINAL DIVISION, FRAUD SECTION