


FILED

JUL 11 2017 

UNITED STATES DISTRICT COURT
THOMAS G. BRUTON NORTHERN DISTRICT OF ILLINOIS
CLERK, U.S. DISTRICT COURT EASTERN DIVISION

UNITED STATES OF AMERICA

v.

BEATTA KABBANI

) No. 17 CR 407 JUDGE FEINERMAN
)
) Violations: Title 18, United States
) Code, Sections 1028A and 1347
)
) **MAGISTRATE JUDGE COX**
) **INDICTMENT**

COUNTS ONE THROUGH TEN

The SPECIAL DECEMBER 2016 GRAND JURY charges:

1. At times material to this Indictment:

a. MedCare Medical Group, Co., located at 1871-1873 Waukegan Road, Glenview, Illinois, purported to provide health-care services to patients, including physical rehabilitation services.

b. Defendant BEATTA KABBANI, was a licensed physical therapist in the State of Illinois and was the President, Secretary, and Agent of MedCare.

c. Physician A was a licensed medical doctor in the State of Illinois.

d. Therapist A was licensed as a physical therapist in the State of Illinois.

e. Defendant BEATTA KABBANI controlled Bank of America bank accounts ending 3755 and 3920 in the name of MedCare Medical Group Co.

f. Blue Cross Blue Shield of Illinois and United Healthcare, and others, were insurance companies that provided coverage for patients that

purportedly sought treatment at MedCare. These insurance companies offered and administered health care benefit programs within the meaning of Title 18, United States Code, Section 24(b).

g. Defendant BEATTA KABBANI, as well as MedCare, were required to submit certain claim information to insurance companies for reimbursement for covered services provided to patients. Required claim information included the claimant's name; his/her insurance number; his/her date of birth; the health-care services provided; the location where the health-care services were provided; the name and National Provider Identifier of the doctor, chiropractor, or therapist providing the health-care services; and the charge for each health-care service provided.

h. The insurance companies paid for services that were covered by a patient's insurance policy and for which a representation had been made that the services were actually provided to patients.

i. After a patient's deductible was satisfied, the insurance companies paid approved claims for covered services either by check sent by United States mail or by electronic direct deposit.

2. Beginning no later than September 2011, and continuing through approximately November 2016, at Glenview, in the Northern District of Illinois, Eastern Division, and elsewhere,

BEATTA KABBANI,

defendant herein, and others, participated in a scheme to defraud a health care benefit program, namely Blue Cross Blue Shield of Illinois and United Healthcare, and to obtain, by means of materially false and fraudulent pretenses, representations, and promises, money and property owned by, and under the custody and control of, a health care benefit program, in connection with the delivery of and payment for health care benefits and services, which scheme is further described in the following paragraphs.

3. It was part of the scheme that defendant BEATTA KABBANI fraudulently submitted, and caused to be submitted, at least approximately \$2,164,900 in fraudulent claims to insurance companies that falsely represented that certain health-care services were provided to patients, knowing that those services were not actually provided.

4. It was further part of the scheme that defendant BEATTA KABBANI used, and caused the use of, the names and other identifying information of certain individuals, including herself, Physician A, and Therapist A to create, and cause the creation of, fraudulent claims submitted by MedCare to insurance companies for

services that were not provided, including for services purportedly provided on dates on which these three providers were not present at MedCare.

5. It was further part of the scheme that defendant BEATTA KABBANI created, and caused the creation of, false medical records at MedCare to substantiate the fraudulent claims submitted by MedCare to insurance companies.

6. It was further part of the scheme that defendant BEATTA KABBANI deposited, and caused to be deposited, money MedCare received from insurance companies for services that were not actually provided into Bank of America bank accounts ending 3755 and 3920 in the name of MedCare Medical Group Co.

7. It was further part of the scheme that defendant BEATTA KABBANI, and others, concealed, misrepresented, and hid, and caused to be concealed, misrepresented, and hidden, the existence and purpose of the scheme and the acts done in furtherance of the scheme.

8. As a result of this scheme, defendant BEATTA KABBANI, and others, fraudulently obtained, or caused MedCare to obtain, and converted to their own use in excess of at least approximately \$641,200 in payments from the insurance companies.

9. On or about the dates set forth below, at Glenview, in the Northern District of Illinois, Eastern Division, and elsewhere,

BEATTA KABBANI,

defendant herein, did knowingly and willfully execute and attempt to execute the above-described scheme by submitting and causing to be submitted claims to health care benefit programs, namely, Blue Cross Blue Shield of Illinois and United Healthcare, for health-care services that were not actually provided:

COUNT	CLAIM DATE OF SERVICE	CLAIM DATE RECEIVED	PROVIDER	BENEFIT PROGRAM	PATIENT
One	1/10/2013	1/15/2013	Therapist A	BCBSIL	K.K.
Two	11/20/2012	1/29/2013	Kabbani	BCBSIL	K.G.
Three	4/26/2013	3/25/2014	Kabbani	BCBSIL	M.S.
Four	8/6/2013	4/15/2014	Therapist A	BCBSIL	A.A.
Five	3/26/2015	5/26/2015	Physician A	BCBSIL	A.D.
Six	6/23/2015	9/7/2015	Kabbani	BCBSIL	M.B.
Seven	9/25/2015	10/12/2015	Physician A	UHC	M.M.
Eight	11/2/2015	12/11/2015	Therapist A	BCBSIL	F.F.
Nine	1/6/2016	2/17/2016	Therapist A	UHC	F.M.
Ten	6/28/2016	8/11/2016	Physician A	UHC	Y.K.

In violation of Title 18, United States Code, Section 1347.

COUNT ELEVEN

The SPECIAL DECEMBER 2016 GRAND JURY further charges:

On or about May 26, 2015, at Glenview, in the Northern District of Illinois, Eastern Division, and elsewhere,

BEATTA KABBANI,

defendant herein, did knowingly use without lawful authority a means of identification of another person, namely, the name and National Provider Identifier for Physician A, during and in relation to a felony, namely a violation of Title 18, United States Code, Section 1347, as alleged in Count Five of the indictment;

In violation of Title 18, United States Code, Section 1028A(a)(1).

COUNT TWELVE

The SPECIAL DECEMBER 2016 GRAND JURY further charges:

On or about October 12, 2015, at Glenview, in the Northern District of Illinois, Eastern Division, and elsewhere,

BEATTA KABBANI,

defendant herein, did knowingly use without lawful authority a means of identification of another person, namely, the name and National Provider Identifier for Physician A, during and in relation to a felony, namely a violation of Title 18, United States Code, Section 1347, as alleged in Count Seven of the indictment;

In violation of Title 18, United States Code, Section 1028A(a)(1).

COUNT THIRTEEN

The SPECIAL DECEMBER 2016 GRAND JURY further charges:

On or about August 11, 2016, at Glenview, in the Northern District of Illinois, Eastern Division, and elsewhere,

BEATTA KABBANI,

defendant herein, did knowingly use without lawful authority a means of identification of another person, namely, the name and National Provider Identifier for Physician A, during and in relation to a felony, namely a violation of Title 18, United States Code, Section 1347, as alleged in Count Ten of the indictment;

In violation of Title 18, United States Code, Section 1028A(a)(1).

FORFEITURE ALLEGATION

The SPECIAL DECEMBER 2016 GRAND JURY further charges:

1. The allegations of Counts One through Ten of this indictment are incorporated here for the purpose of alleging forfeiture pursuant to Title 18, United States Code, Section 982(a)(7).

2. As a result of the violations of Title 18, United States Code, Section 1347, which relate to health care benefit programs, as alleged in the indictment,

BEATTA KABBANI,

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 she may have in any property, real and personal, constituting and derived, directly and indirectly, from gross proceeds traceable to the commission of the offenses.

3. The interests of defendant BEATTA KABBANI subject to forfeiture pursuant to Title 18, United States Code, Section 982(a)(7), include but are not limited to funds in the amount of \$641,200.

4. If any of the forfeitable property described above, as a result of any act or omission by the defendant BEATTA KABBANI:

- a. Cannot be located upon the exercise of due diligence;
- b. Has been transferred or sold to, or deposited with, a third party;
- c. Has been placed beyond the jurisdiction of the Court;
- d. Has been substantially diminished in value; or

e. Has been commingled with other property which cannot be divided 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).

All pursuant to Title 18, United States Code, Section 982(a)(7).

A TRUE BILL:

FOREPERSON

ACTING UNITED STATES ATTORNEY