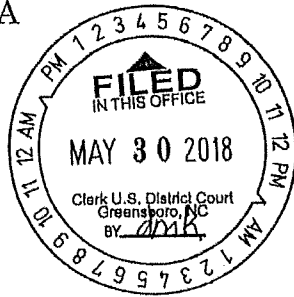


IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA

UNITED STATES OF AMERICA :
 :
 :
 v. :
 :
 :
 CATINIA DENISE FARRINGTON : 1:18CR 196-1
 HAYDN PATRICK THOMAS, : 1:18CR 196-2
 also known as Patrick Haydn Thomas :
 and Hayden Patrick Thomas :



The Grand Jury charges:

COUNT ONE

1. At all times material herein:

MEDICAID PROGRAM

a. The Medicaid Program was enacted by Congress on July 30, 1965, under Title XIX of the Social Security Act. The Medicaid Act, Title 42, United States Code, Section 1396 et seq., established the Medicaid program, which provided medical insurance for individuals whose incomes were insufficient to meet the costs of necessary medical expenses, including children and disabled individuals. The Medicaid program covered, among other things, the cost of outpatient doctor visits, lab tests, other diagnostic tests, and mental health services. Medicaid was a health care benefit program as defined by Title 18, United States Code, Section 24(b).

b. The Medicaid program in the State of North Carolina was administered by the Division of Medical Assistance (DMA) of the North Carolina Department of Health and Human Services. A substantial portion of the DMA budget was funded by the United States Department of Health and Human Services.

c. A Medicaid provider was defined as any individual or entity furnishing Medicaid services under a provider agreement with a Medicaid agency.

d. Every provider who participated in the North Carolina Medicaid Program applied for enrollment and had to be approved by DMA, or a DMA contractor. Once approved, the provider was assigned a unique organization Provider Number to be utilized when submitting claims to the Medicaid program.

e. Each Medicaid recipient was assigned a unique Medicaid Identification Number (MIN) which identifies the individual receiving benefits. The MIN must be listed on claims to the Medicaid program.

f. In order to obtain reimbursement from the Medicaid program for providing services to Medicaid recipients, the provider, usually an entity, submitted a claim that included among other information:

1. Name of the provider;
2. Organization provider number;
3. Client's name and MIN;
4. Date of service;
5. Type of service designated by a code; and
6. Rendering provider's individual Medicaid number.

g. A billing code was a unique code used by the medical profession to describe a specific service performed by a Medicaid provider. Providers used a standardized coding system established by either the American Medical Association (AMA) known as the Current Procedure Terminology (CPT) or the Healthcare Common Procedure Coding System (HCPCS). Some codes are “timed codes” where the AMA has estimated a specific amount of time usually needed to perform the service.

h. Many mental health services required a qualified person to render the service and that person had to be identified by a rendering provider's unique individual provider number.

i. Providers who furnished medical services to Medicaid recipients filed claims electronically and claim forms required the providers certify the information on the claim as truthful.

j. Once the Medicaid program processed the claim, payment was made electronically by the Medicaid program by wiring funds to the provider's designated bank account.

k. Medicaid providers received regular remittance advices from the program providing a detailed record of submitted and paid claims.

DURHAM COUNTY MENTAL AND BEHAVIORAL HEALTH SERVICES

l. An Articles of Organization for Durham County Mental Health Center, LLC, was filed with the North Carolina Secretary of State Office on January 25, 2008, listing CATINIA DENISE FARRINGTON and HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden Patrick Thomas, as members and organizers. This entity was administratively dissolved on March 16, 2010.

m. On February 23, 2009, an Articles of Organization was filed with the North Carolina Secretary of State for Durham County Mental and Behavioral Health Services, LLC, (DCMBHS) listing CATINIA DENISE FARRINGTON as member and organizer. The principal office for DCMBHS was listed as 4018 Trotter Ridge Road, Durham, North Carolina, which was a residence jointly occupied by CATINIA DENISE FARRINGTON and HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden

Patrick Thomas. CATINIA DENISE FARRINGTON filed annual reports listing herself as manager of DCMBHS.

n. CATINIA DENISE FARRINGTON signed a Medicaid Participant Agreement with the Medicaid program on behalf of DCMBHS on February 16, 2009. In that agreement, CATINIA DENISE FARRINGTON agreed to maintain records for five years from the date of service. DCMBHS was assigned organization Medicaid Provider Number 6006697.

o. DMA Clinical Policy number 8C (2014 edition) required the Medicaid provider to maintain detailed records on clients including treatment plans, service notes, and discharge criteria.

p. On April 8, 2009, M.T., a licensed psychological associate, applied for a unique individual rendering provider number associated with DCMBHS.

q. On September 23, 2009, A.W., a licensed psychological associate, was assigned a unique individual rendering provider number and was associated with DCMBHS.

r. CATINIA DENISE FARRINGTON was not individually licensed or authorized to render mental health services.

s. On May 3, 2011, CATINIA DENISE FARRINGTON signed an electronic claims submission agreement with DMA where she agreed to retain

records for five years substantiating services claimed and identifying M.T. and A.W. as the only authorized individual providers for DCMBHS.

t. On June 3, 2011, CATINIA DENISE FARRINGTON opened account numbers 7128 and 6814 in the name of DCMBHS at Branch Banking and Trust Company with CATINIA DENISE FARRINGTON as the only authorized signer. On January 4, 2013, CATINIA DENISE FARRINGTON opened account number 3662 in the name of DCMBHS at Wells Fargo Bank, N.A., with CATINIA DENISE FARRINGTON as the only authorized signer.

u. CATINIA DENISE FARRINGTON, HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden Patrick Thomas, and DCMBHS submitted claims using the following procedure codes:

	CODE	DESCRIPTION
1	H0004	Behavioral health counseling
2	H0031	Mental health assessment by a non-physician
3	90791	Psychiatric diagnostic evaluation
4	90801	Psychiatric diagnosis interview
5	90806	Individual psychotherapy
6	90834	Psychotherapy, forty-five minutes with patient
7	90846	Family psychotherapy without patient
8	90847	Family psychotherapy
9	96101	Psychological testing

v. CPT 90834 was a timed code typically requiring forty-five minutes with the patient.

w. From on or about January 1, 2011, until on or about April 30, 2015, DCMBHS was paid approximately \$4,079,923.07 by the Medicaid program for allegedly providing mental health services.

x. M.T. was a licensed psychological associate whose individual provider number was used by CATINIA DENISE FARRINGTON, HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden Patrick Thomas, and DCMBHS to receive approximately \$1,097,312.55 in paid claims from the Medicaid program. During almost all of this time period, M.T. lived in Knoxville, Tennessee, and only recalled providing services to one DCMBHS client for mental health treatment for the entire time period which would have resulted in only \$1,487.38 in legitimate claims paid to DCMBHS.

y. A.W. was a licensed psychological associate whose individual provider number was used by CATINIA DENISE FARRINGTON and HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden Patrick Thomas, and DCMBHS to receive approximately \$2,982,610.52 in paid claims from the Medicaid program. A.W. stated she saw only about twenty patients at DCMBHS for mental health treatment for the entire time period

which would have resulted in only \$127,779.00 in legitimate claims paid to DCMBHS.

CAROLINA BILLING COMPANY, INC.

z. Articles of Incorporation for Carolina Billing, Inc., were filed with the North Carolina Secretary of State on August 8, 2011, listing "Patrick Thomas" as the registered agent. The location of the principal office was listed as 4018 Trotter Ridge Road.

aa. On October 11, 2011, a bank account ending in 2183, in the name of Carolina Billing Company was opened at Branch Banking and Trust Company listing "H Patrick Thomas" as the authorized signer.

bb. From on or about January 1, 2005, until in or about February 2015, HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden Patrick Thomas, worked as office manager for Dr. S.H., an oral surgeon who treated Medicaid clients. HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden Patrick Thomas, was responsible for submitting Medicaid claims on behalf of Dr. S.H. and Dr. J.W., including Medicaid claims.

cc. On or about April 12, 2013, an account ending in 6071 was opened at Bank of America, N.A., in the name of Carolina Billing Company,

Inc., listing HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden Patrick Thomas, as President.

2. From on or about January 1, 2011, continuing up to and including on or about April 30, 2015, the exact dates to the Grand Jurors unknown, in the County of Durham, in the Middle District of North Carolina, and elsewhere, CATINIA DENISE FARRINGTON and HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden Patrick Thomas, did unlawfully, willfully and knowingly conspire, combine, confederate, and agree together with each other and with other individuals, known and unknown to the Grand Jurors, to knowingly and willfully execute and attempt to execute a scheme and artifice to obtain, by means of materially false and fraudulent pretenses and representations, money and property of the approximate value of \$4,079,923.07, owned by and under the custody and control of a health care benefit program affecting commerce, that is, Medicaid, in connection with the delivery of and payment for health care benefits, items, and services; in violation of Title 18, United States Code, Section 1347.

MANNER AND MEANS

3. It was part of the conspiracy that:

a. CATINIA DENISE FARRINGTON and HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden Patrick Thomas,

submitted or caused to be submitted thousands of claims for mental health treatment to the Medicaid program for which services were never furnished.

b. It was a further part of the conspiracy that CATINIA DENISE FARRINGTON and HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden Patrick, surreptitiously obtained Medicaid numbers of patients who obtained treatment from oral surgeons Dr. J.W. and Dr. S.H., who were associated with HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden Patrick Thomas.

c. It was a further part of the conspiracy that CATINIA DENISE FARRINGTON and HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden Patrick Thomas, used the Medicaid numbers of these dental patients, without their permission, to submit false mental health claims to the Medicaid program.

d. It was a further part of the conspiracy that CATINIA DENISE FARRINGTON and HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden Patrick Thomas, used the individual rendering provider numbers of A.W. and M.T., without their permission, to submit thousands of false claims to the Medicaid program for mental health services not actually furnished.

e. It was a further part of the conspiracy that CATINIA DENISE FARRINGTON and HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden Patrick Thomas, used the individual rendering provider numbers of A.W. and M.T. to submit some claims which falsely indicated that M.T. and A.W. worked more than twenty-four hours in a single day.

f. It was a further part of the conspiracy that CATINIA DENISE FARRINGTON and HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden Patrick Thomas, submitted false claims to the Medicaid program indicating A.W. had performed mental health services for DCMBHS clients after the date A.W. no longer worked for DCMBHS.

g. It was a further part of the conspiracy that CATINIA DENISE FARRINGTON and HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden Patrick Thomas, submitted false claims to the Medicaid program indicating that DCMBHS had provided mental health services to Medicaid clients after the date of the death of the Medicaid client.

h. It was a further part of the conspiracy that CATINIA DENISE FARRINGTON and HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden Patrick Thomas, failed to compile or maintain client records of treatment as required by the Medicaid program.

i. It was further a part of the conspiracy that CATINIA DENISE FARRINGTON and HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden Patrick Thomas, diverted and received millions of dollars of Medicaid payments to their personal accounts and the bank account of Carolina Billing Company.

All in violation of Title 18, United States Code, Section 1349.

COUNT TWO

From on or about January 1, 2011, continuing up to and including on or about April 30, 2015, the exact dates to the Grand Jurors unknown, in the County of Durham, in the Middle District of North Carolina, CATINIA DENISE FARRINGTON and HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden Patrick Thomas, during and in relation to a felony enumerated in Title 18, United States Code, Section 1028A(c), to wit: conspiracy to commit health care fraud, in violation of Title 18, United States Code, Section 1349, as alleged in Count One and incorporated by reference herein, did knowingly use, without lawful authority, a means of identification of another person, that is, the names and Medicaid numbers of Medicaid clients whose initials are J.A., K.G., J.G., T.J., K.C., A.I., M.M., J.M., K.T., M.F., P.A., K.B., T.P., C.S., A.R., A.T., D.W., L.S., K.T., C.G., R.H., and J.W., and provider

number of a licensed psychological associate whose initials are A.W.; in violation of Title 18, United States Code, Sections 1028A(a)(1) and 2.

COUNT THREE

1. The Grand Jury realleges paragraphs 1 through 3 of Count One as if fully set forth herein.

2. From on or about October 20, 2011, continuing up to and including on or about September 5, 2013, the exact dates to the Grand Jurors unknown, in the County of Durham, in the Middle District of North Carolina, CATINIA DENISE FARRINGTON and HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden Patrick Thomas, did knowingly and willfully execute and attempt to execute a scheme and artifice to obtain, by means of materially false and fraudulent pretenses and representations, money and property owned by and under the custody and control of a health care benefit program affecting commerce, that is, Medicaid, in connection with the delivery of and payment for health care benefits, items, and services by submitting claims using billing codes H0004, H0031, 96101, 90801, 90806, 90847, 90791, 90834, and 90846, in the approximate amount of \$7,674.44 for allegedly providing mental health services for the period August 2, 2011, until June 25, 2013, for client T.J. when, in fact, as CATINIA DENISE FARRINGTON and HAYDN PATRICK THOMAS, also known as Patrick

Haydn Thomas and Hayden Patrick Thomas, then well knew, client T.J. did not receive such services; in violation of Title 18, United States Code, Sections 1347(a)(2) and 2.

COUNT FOUR

From on or about October 20, 2011, continuing up to and including on or about September 5, 2013, the exact dates to the Grand Jurors unknown, in the County of Durham, in the Middle District of North Carolina, CATINIA DENISE FARRINGTON and HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden Patrick Thomas, during and in relation to a felony enumerated in Title 18, United States Code, Section 1028A(c), to wit: health care fraud, in violation of Title 18, United States Code, Section 1347, as alleged in Count Three and incorporated by reference herein, did knowingly use, without lawful authority, a means of identification of another person, that is, the name and Medicaid number of a client whose initials are T.J.; in violation of Title 18, United States Code, Sections 1028A(a)(1) and 2.

COUNT FIVE

1. The Grand Jury realleges paragraphs 1 through 3 of Count One as if fully set forth herein.

2. From on or about November 17, 2011, continuing up to and including on or about November 29, 2013, the exact dates to the Grand Jurors unknown,

in the County of Durham, in the Middle District of North Carolina, CATINIA DENISE FARRINGTON and HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden Patrick Thomas, did knowingly and willfully execute and attempt to execute a scheme and artifice to obtain, by means of materially false and fraudulent pretenses and representations, money and property owned by and under the custody and control of a health care benefit program affecting commerce, that is, Medicaid, in connection with the delivery of and payment for health care benefits, items, and services by submitting claims using billing codes H0004, H0031, 96101, 90801, 90806, 90791, and 90834, in the approximate amount of \$6,189.30 for allegedly providing mental health services for the period September 7, 2011, until August 24, 2013, for client P.A. when, in fact, as CATINIA DENISE FARRINGTON and HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden Patrick Thomas, then well knew, client P.A. did not receive such services; in violation of Title 18, United States Code, Sections 1347(a)(2) and 2.

COUNT SIX

From on or about November 17, 2011, continuing up to and including on or about November 29, 2013, the exact dates to the Grand Jurors unknown, in the County of Durham, in the Middle District of North Carolina, CATINIA

DENISE FARRINGTON and HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden Patrick Thomas, during and in relation to a felony enumerated in Title 18, United States Code, Section 1028A(c), to wit: health care fraud, in violation of Title 18, United States Code, Section 1347, as alleged in Count Five and incorporated by reference herein, did knowingly use, without lawful authority, a means of identification of another person, that is, the name and Medicaid number of a client whose initials are P.A.; in violation of Title 18, United States Code, Sections 1028A(a)(1) and 2.

COUNT SEVEN

1. The Grand Jury realleges paragraphs 1 through 3 of Count One as if fully set forth herein.

2. From on or about November 17, 2011, continuing up to and including on or about February 19, 2015, the exact dates to the Grand Jurors unknown, in the County of Durham, in the Middle District of North Carolina, CATINIA DENISE FARRINGTON and HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden Patrick Thomas, did knowingly and willfully execute and attempt to execute a scheme and artifice to obtain, by means of materially false and fraudulent pretenses and representations, money and property owned by and under the custody and control of a health care benefit program affecting commerce, that is, Medicaid, in connection with

the delivery of and payment for health care benefits, items, and services by submitting claims using billing codes H0004, H0031, 96101, 90801, 90806, 90847, 90791, 90846, and 90834, in the approximate amount of \$9,006.44 for allegedly providing mental health services for the period September 2, 2011, until December 11, 2014, for client M.F. when, in fact, as CATINIA DENISE FARRINGTON and HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden Patrick Thomas, then well knew, client M.F. did not receive such services; in violation of Title 18, United States Code, Sections 1347(a)(2) and 2.

COUNT EIGHT

From on or about November 17, 2011, continuing up to and including on or about February 19, 2015, the exact dates to the Grand Jurors unknown, in the County of Durham, in the Middle District of North Carolina, CATINIA DENISE FARRINGTON and HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden Patrick Thomas, during and in relation to a felony enumerated in Title 18, United States Code, Section 1028A(c), to wit: health care fraud, in violation of Title 18, United States Code, Section 1347, as alleged in Count Seven and incorporated by reference herein, did knowingly use, without lawful authority, a means of identification of another person, that

is, the name and Medicaid number of a client whose initials are M.F.; in violation of Title 18, United States Code, Sections 1028A(a)(1) and 2.

COUNT NINE

From in or about January 2012, continuing up to and including in or about April 2013, the exact dates to the Grand Jurors unknown, in the County of Durham, in the Middle District of North Carolina, HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden Patrick Thomas, a resident of Durham, North Carolina, willfully attempted to evade and defeat substantial income tax due and owing by him to the United States of America, for the calendar year 2012, by committing the following affirmative acts, among others:

a. Transferring and causing to be transferred over \$270,000 from the bank account ending 7128, in the name of DCMBHS at Branch Banking and Trust Company, to the bank account ending in 2183, in the name of Carolina Billing Company at Branch Banking and Trust Company;

b. Paying and causing to be paid personal expenses from the bank account ending in 2183, in the name of Carolina Billing Company at Branch Banking and Trust Company;

c. Causing the issuance of a false Form W-2, Wage and Tax Statement from DCMBHS to "Hayden P Thomas";

d. Providing false and incomplete information to his tax return preparer for the preparation of his U.S. Individual Income Tax Return, IRS Form 1040, for tax year 2012; and

e. Preparing and causing to be prepared, and submitting and causing to be submitted to the Internal Revenue Service ("IRS"), a false and fraudulent U.S. Individual Income Tax Return, IRS Form 1040, for tax year 2012.

In violation of Title 26, United States Code, Section 7201.

COUNT TEN

During the calendar year 2012, in the County of Durham, in the Middle District of North Carolina, CATINIA DENISE FARRINGTON, a resident of Durham, North Carolina, received taxable income, upon which there was substantial income tax due and owing to the United States of America. Knowing the foregoing facts and failing to make an income tax return on or before April 15, 2013, as required by law, to any proper officer of the IRS, and to pay the income tax to the IRS, CATINIA DENISE FARRINGTON from on or about January 2012 through on or about April 2013, willfully attempted to evade and defeat substantial income tax due and owing by her to the United States of America, for the calendar year 2012, by committing the following affirmative acts, among others:

a. Paying and causing to be paid personal expenses, including but not limited to, approximately \$30,000 for her mortgage, approximately \$11,000 for car expenses and approximately \$9,000 on personal travel, from the bank account ending in 7128, in the name of DCMBHS at Branch Banking and Trust Company, while failing to maintain books and records for DCMBHS accounting for those payments;

b. Dealing extensively in cash; and

c. Causing the issuance of a false Form W-2, Wage and Tax Statement from DCMBHS to Catinia Farrington.

In violation of Title 26, United States Code, Section 7201.

COUNT ELEVEN

1. The Grand Jury realleges paragraphs 1 through 3 of Count One as if fully set forth herein.

2. From on or about February 9, 2012, continuing up to and including on or about January 3, 2014, the exact dates to the Grand Jurors unknown, in the County of Durham, in the Middle District of North Carolina, CATINIA DENISE FARRINGTON and HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden Patrick Thomas, did knowingly and willfully execute and attempt to execute a scheme and artifice to obtain, by means of materially false and fraudulent pretenses and representations,

money and property owned by and under the custody and control of a health care benefit program affecting commerce, that is, Medicaid, in connection with the delivery of and payment for health care benefits, items, and services by submitting claims using billing codes H0004, H0031, 96101, 90791, and 90847, in the approximate amount of \$6,075.00 for allegedly providing mental health services for the period March 1, 2011, until December 30, 2013, for client J.A. when, in fact, as CATINIA DENISE FARRINGTON and HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden Patrick Thomas, then well knew, client J.A. did not receive such services; in violation of Title 18, United States Code, Sections 1347(a)(2) and 2.

COUNT TWELVE

From on or about February 9, 2012, continuing up to and including on or about January 3, 2014, the exact dates to the Grand Jurors unknown, in the County of Durham, in the Middle District of North Carolina, CATINIA DENISE FARRINGTON and HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden Patrick Thomas, during and in relation to a felony enumerated in Title 18, United States Code, Section 1028A(c), to wit: health care fraud, in violation of Title 18, United States Code, Section 1347, as alleged in Count Eleven and incorporated by reference herein, did knowingly use, without lawful authority, a means of identification of another person, that

is, the name and Medicaid number of a client whose initials are J.A.; in violation of Title 18, United States Code, Sections 1028A(a)(1) and 2.

COUNT THIRTEEN

1. The Grand Jury realleges paragraphs 1 through 3 of Count One as if fully set forth herein.

2. From on or about February 9, 2012, continuing up to and including on or about December 27, 2013, the exact dates to the Grand Jurors unknown, in the County of Durham, in the Middle District of North Carolina, CATINIA DENISE FARRINGTON and HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden Patrick Thomas, did knowingly and willfully execute and attempt to execute a scheme and artifice to obtain, by means of materially false and fraudulent pretenses and representations, money and property owned by and under the custody and control of a health care benefit program affecting commerce, that is, Medicaid, in connection with the delivery of and payment for health care benefits, items, and services by submitting claims using billing codes H0004, H0031, 96101, 90801, 90806, 90847, and 90791, in the approximate amount of \$7,408.44 for allegedly providing mental health services for the period March 1, 2011, until November 30, 2013, for client K.G. when, in fact, as CATINIA DENISE FARRINGTON and HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and

Hayden Patrick Thomas, then well knew, client K.G. did not receive such services; in violation of Title 18, United States Code, Sections 1347(a)(2) and 2.

COUNT FOURTEEN

From on or about February 9, 2012, continuing up to and including on or about December 27, 2013, the exact dates to the Grand Jurors unknown, in the County of Durham, in the Middle District of North Carolina, CATINIA DENISE FARRINGTON and HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden Patrick Thomas, during and in relation to a felony enumerated in Title 18, United States Code, Section 1028A(c), to wit: health care fraud, in violation of Title 18, United States Code, Section 1347, as alleged in Count Thirteen and incorporated by reference herein, did knowingly use, without lawful authority, a means of identification of another person, that is, the name and Medicaid number of a client whose initials are K.G.; in violation of Title 18, United States Code, Sections 1028A(a)(1) and 2.

COUNT FIFTEEN

1. The Grand Jury realleges paragraphs 1 through 3 of Count One as if fully set forth herein.

2. From on or about February 9, 2012, continuing up to and including on or about April 11, 2014, the exact dates to the Grand Jurors unknown, in

the County of Durham, in the Middle District of North Carolina, CATINIA DENISE FARRINGTON and HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden Patrick Thomas, did knowingly and willfully execute and attempt to execute a scheme and artifice to obtain, by means of materially false and fraudulent pretenses and representations, money and property owned by and under the custody and control of a health care benefit program affecting commerce, that is, Medicaid, in connection with the delivery of and payment for health care benefits, items, and services by submitting claims using billing codes H0004, H0031, 96101, 90801, 90806, 90847, and 90791, in the approximate amount of \$8,847.88 for allegedly providing mental health services for the period March 1, 2011, until January 23, 2014, for client J.G. when, in fact, as CATINIA DENISE FARRINGTON and HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden Patrick Thomas, then well knew, client J.G. did not receive such services; in violation of Title 18, United States Code, Sections 1347(a)(2) and 2.

COUNT SIXTEEN

From on or about February 9, 2012, continuing up to and including on or about April 11, 2014, the exact dates to the Grand Jurors unknown, in the County of Durham, in the Middle District of North Carolina, CATINIA

DENISE FARRINGTON and HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden Patrick Thomas, during and in relation to a felony enumerated in Title 18, United States Code, Section 1028A(c), to wit: health care fraud, in violation of Title 18, United States Code, Section 1347, as alleged in Count Fifteen and incorporated by reference herein, did knowingly use, without lawful authority, a means of identification of another person, that is, the name and Medicaid number of a client whose initials are J.G.; in violation of Title 18, United States Code, Sections 1028A(a)(1) and 2.

COUNT SEVENTEEN

1. The Grand Jury realleges paragraphs 1 through 3 of Count One as if fully set forth herein.

2. From on or about June 21, 2012, continuing up to and including on or about February 21, 2014, the exact dates to the Grand Jurors unknown, in the County of Durham, in the Middle District of North Carolina, CATINIA DENISE FARRINGTON and HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden Patrick Thomas, did knowingly and willfully execute and attempt to execute a scheme and artifice to obtain, by means of materially false and fraudulent pretenses and representations, money and property owned by and under the custody and control of a health care benefit program affecting commerce, that is, Medicaid, in connection with

the delivery of and payment for health care benefits, items, and services by submitting claims using billing codes 96101, 90791, and 90834, in the approximate amount of \$10,065 for allegedly providing mental health services for the period November 6, 2013, until January 30, 2014 under the individual rendering provider number belonging to A.W., for client J.W. when, in fact, as CATINIA DENISE FARRINGTON and HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden Patrick Thomas, then well knew, client J.W. did not receive such services because A.W. stopped working at DCMBHS in April of 2013; in violation of Title 18, United States Code, Sections 1347(a)(2) and 2.

COUNT EIGHTEEN

From on or about June 21, 2012, continuing up to and including on or about February 21, 2014, the exact dates to the Grand Jurors unknown, in the County of Durham, in the Middle District of North Carolina, CATINIA DENISE FARRINGTON and HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden Patrick Thomas, during and in relation to a felony enumerated in Title 18, United States Code, Section 1028A(c), to wit: health care fraud, in violation of Title 18, United States Code, Section 1347, as alleged in Count Seventeen and incorporated by reference herein, did knowingly use, without lawful authority, a means of identification of another

person, that is, the name and Medicaid number of a client whose initials are J.W., and the name and provider number of a licensed psychological associate whose initials are A.W.; in violation of Title 18, United States Code, Sections 1028A(a)(1) and 2.

COUNT NINETEEN

1. The Grand Jury realleges paragraphs 1 through 3 of Count One as if fully set forth herein.

2. From on or about August 2, 2012, continuing up to and including on or about March 28, 2014, the exact dates to the Grand Jurors unknown, in the County of Durham, in the Middle District of North Carolina, CATINIA DENISE FARRINGTON and HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden Patrick Thomas, did knowingly and willfully execute and attempt to execute a scheme and artifice to obtain, by means of materially false and fraudulent pretenses and representations, money and property owned by and under the custody and control of a health care benefit program affecting commerce, that is, Medicaid, in connection with the delivery of and payment for health care benefits, items, and services by submitting claims using billing codes H0004, H0031, 96101, 90791, and 90834, in the approximate amount of \$10,835.00 for allegedly providing mental health services for the period September 1, 2011, until February 25, 2014, for client

M.M. when, in fact, as CATINIA DENISE FARRINGTON and HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden Patrick Thomas, then well knew, client M.M. did not receive such services; in violation of Title 18, United States Code, Sections 1347(a)(2) and 2.

COUNT TWENTY

From on or about August 2, 2012, continuing up to and including on or about March 28, 2014, the exact dates to the Grand Jurors unknown, in the County of Durham, in the Middle District of North Carolina, CATINIA DENISE FARRINGTON and HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden Patrick Thomas, during and in relation to a felony enumerated in Title 18, United States Code, Section 1028A(c), to wit: health care fraud, in violation of Title 18, United States Code, Section 1347, as alleged in Count Nineteen and incorporated by reference herein, did knowingly use, without lawful authority, a means of identification of another person, that is, the name and Medicaid number of a client whose initials are M.M.; in violation of Title 18, United States Code, Sections 1028A(a)(1) and 2.

COUNT TWENTY-ONE

1. The Grand Jury realleges paragraphs 1 through 3 of Count One as if fully set forth herein.

2. From on or about September 13, 2012, continuing up to and including on or about May 23, 2014, the exact dates to the Grand Jurors unknown, in the County of Durham, in the Middle District of North Carolina, CATINIA DENISE FARRINGTON and HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden Patrick Thomas, did knowingly and willfully execute and attempt to execute a scheme and artifice to obtain, by means of materially false and fraudulent pretenses and representations, money and property owned by and under the custody and control of a health care benefit program affecting commerce, that is, Medicaid, in connection with the delivery of and payment for health care benefits, items, and services by submitting claims using billing codes H0004, H0031, 96101, 90791, and 90834, in the approximate amount of \$10,600.00 for allegedly providing mental health services for the period September 1, 2011, until November 23, 2013, for client K.T. when, in fact, as CATINIA DENISE FARRINGTON and HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden Patrick Thomas, then well knew, client K.T. did not receive such services; in violation of Title 18, United States Code, Sections 1347(a)(2) and 2.

COUNT TWENTY-TWO

From on or about September 13, 2012, continuing up to and including on or about May 23, 2014, the exact dates to the Grand Jurors unknown, in the

County of Durham, in the Middle District of North Carolina, CATINIA DENISE FARRINGTON and HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden Patrick Thomas, during and in relation to a felony enumerated in Title 18, United States Code, Section 1028A(c), to wit: health care fraud, in violation of Title 18, United States Code, Section 1347, as alleged in Count Twenty-One and incorporated by reference herein, did knowingly use, without lawful authority, a means of identification of another person, that is, the name and Medicaid number of a client whose initials are K.T.; in violation of Title 18, United States Code, Sections 1028A(a)(1) and 2.

COUNT TWENTY-THREE

1. The Grand Jury realleges paragraphs 1 through 3 of Count One as if fully set forth herein.

2. From on or about September 27, 2012, continuing up to and including on or about May 23, 2014, the exact dates to the Grand Jurors unknown, in the County of Durham, in the Middle District of North Carolina, CATINIA DENISE FARRINGTON and HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden Patrick Thomas, did knowingly and willfully execute and attempt to execute a scheme and artifice to obtain, by means of materially false and fraudulent pretenses and representations, money and property owned by and under the custody and control of a health

care benefit program affecting commerce, that is, Medicaid, in connection with the delivery of and payment for health care benefits, items, and services by submitting claims using billing codes H0004, H0031, 96101, 90791, and 90834, in the approximate amount of \$7,245.00 for allegedly providing mental health services for the period September 1, 2011, until May 19, 2014, for client K.C. when, in fact, as CATINIA DENISE FARRINGTON and HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden Patrick Thomas, then well knew, client K.C. did not receive such services; in violation of Title 18, United States Code, Sections 1347(a)(2) and 2.

COUNT TWENTY-FOUR

From on or about September 27, 2012, continuing up to and including on or about May 23, 2014, the exact dates to the Grand Jurors unknown, in the County of Durham, in the Middle District of North Carolina, CATINIA DENISE FARRINGTON and HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden Patrick Thomas, during and in relation to a felony enumerated in Title 18, United States Code, Section 1028A(c), to wit: health care fraud, in violation of Title 18, United States Code, Section 1347, as alleged in Count Twenty-Three and incorporated by reference herein, did knowingly use, without lawful authority, a means of identification of another

person, that is, the name and Medicaid number of a client whose initials are K.C.; in violation of Title 18, United States Code, Sections 1028A(a)(1) and 2.

COUNT TWENTY-FIVE

1. The Grand Jury realleges paragraphs 1 through 3 of Count One as if fully set forth herein.

2. From on or about October 4, 2012, continuing up to and including on or about June 13, 2014, the exact dates to the Grand Jurors unknown, in the County of Durham, in the Middle District of North Carolina, CATINIA DENISE FARRINGTON and HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden Patrick Thomas, did knowingly and willfully execute and attempt to execute a scheme and artifice to obtain, by means of materially false and fraudulent pretenses and representations, money and property owned by and under the custody and control of a health care benefit program affecting commerce, that is, Medicaid, in connection with the delivery of and payment for health care benefits, items, and services by submitting claims using billing codes H0004, 96101, 90791, and 90834, in the approximate amount of \$7,245.00 for allegedly providing mental health services for the period September 1, 2011, until December 30, 2013, for client A.I. when, in fact, as CATINIA DENISE FARRINGTON and HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden

Patrick Thomas, then well knew, client A.I. did not receive such services; in violation of Title 18, United States Code, Sections 1347(a)(2) and 2.

COUNT TWENTY-SIX

From on or about October 4, 2012, continuing up to and including on or about June 13, 2014, the exact dates to the Grand Jurors unknown, in the County of Durham, in the Middle District of North Carolina, CATINIA DENISE FARRINGTON and HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden Patrick Thomas, during and in relation to a felony enumerated in Title 18, United States Code, Section 1028A(c), to wit: health care fraud, in violation of Title 18, United States Code, Section 1347, as alleged in Count Twenty-Five and incorporated by reference herein, did knowingly use, without lawful authority, a means of identification of another person, that is, the name and Medicaid number of a client whose initials are A.I.; in violation of Title 18, United States Code, Sections 1028A(a)(1) and 2.

COUNT TWENTY-SEVEN

1. The Grand Jury realleges paragraphs 1 through 3 of Count One as if fully set forth herein.

2. From on or about October 11, 2012, continuing up to and including on or about April 25, 2014, the exact dates to the Grand Jurors unknown, in the County of Durham, in the Middle District of North Carolina, CATINIA

DENISE FARRINGTON and HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden Patrick Thomas, did knowingly and willfully execute and attempt to execute a scheme and artifice to obtain, by means of materially false and fraudulent pretenses and representations, money and property owned by and under the custody and control of a health care benefit program affecting commerce, that is, Medicaid, in connection with the delivery of and payment for health care benefits, items, and services by submitting claims using billing codes H0004, 96101, 90791, and 90847, in the approximate amount of \$6,045.00 for allegedly providing mental health services for the period September 1, 2011, until July 26, 2013, for client J.M. when, in fact, as CATINIA DENISE FARRINGTON and HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden Patrick Thomas, then well knew, client J.M. did not receive such services; in violation of Title 18, United States Code, Sections 1347(a)(2) and 2.

COUNT TWENTY-EIGHT

From on or about October 11, 2012, continuing up to and including on or about April 25, 2014, the exact dates to the Grand Jurors unknown, in the County of Durham, in the Middle District of North Carolina, CATINIA DENISE FARRINGTON and HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden Patrick Thomas, during and in relation to

a felony enumerated in Title 18, United States Code, Section 1028A(c), to wit: health care fraud, in violation of Title 18, United States Code, Section 1347, as alleged in Count Twenty-Seven and incorporated by reference herein, did knowingly use, without lawful authority, a means of identification of another person, that is, the name and Medicaid number of a client whose initials are J.M.; in violation of Title 18, United States Code, Sections 1028A(a)(1) and 2.

COUNT TWENTY-NINE

1. The Grand Jury realleges paragraphs 1 through 3 of Count One as if fully set forth herein.

2. From on or about October 18, 2012, continuing up to and including on or about May 2, 2014, the exact dates to the Grand Jurors unknown, in the County of Durham, in the Middle District of North Carolina, CATINIA DENISE FARRINGTON and HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden Patrick Thomas, did knowingly and willfully execute and attempt to execute a scheme and artifice to obtain, by means of materially false and fraudulent pretenses and representations, money and property owned by and under the custody and control of a health care benefit program affecting commerce, that is, Medicaid, in connection with the delivery of and payment for health care benefits, items, and services by submitting claims using billing codes H0004, 96101, 90791, and 90847, in the

approximate amount of \$6,045.00 for allegedly providing mental health services for the period October 9, 2011, until July 22, 2013, for client K.B. when, in fact, as CATINIA DENISE FARRINGTON and HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden Patrick Thomas, then well knew, client K.B. did not receive such services; in violation of Title 18, United States Code, Sections 1347(a)(2) and 2.

COUNT THIRTY

From on or about October 18, 2012, continuing up to and including on or about May 2, 2014, the exact dates to the Grand Jurors unknown, in the County of Durham, in the Middle District of North Carolina, CATINIA DENISE FARRINGTON and HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden Patrick Thomas, during and in relation to a felony enumerated in Title 18, United States Code, Section 1028A(c), to wit: health care fraud, in violation of Title 18, United States Code, Section 1347, as alleged in Count Twenty-Nine and incorporated by reference herein, did knowingly use, without lawful authority, a means of identification of another person, that is, the name and Medicaid number of a client whose initials are K.B.; in violation of Title 18, United States Code, Sections 1028A(a)(1) and 2.

COUNT THIRTY-ONE

From in or about January 2013, continuing up to and including in or about April 2014, the exact dates to the Grand Jurors unknown, in the County of Durham, in the Middle District of North Carolina, HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden Patrick Thomas, a resident of Durham, North Carolina, willfully attempted to evade and defeat substantial income tax due and owing by him to the United States of America, for the calendar year 2013, by committing the following affirmative acts, among others:

- a. Transferring and causing to be transferred over \$190,000 from the bank account ending 7128, in the name of DCMBHS at Branch Banking and Trust Company, to the bank account ending in 2183, in the name of Carolina Billing Company at Branch Banking and Trust Company;
- b. Paying and causing to be paid personal expenses from the bank account ending in 2183, in the name of Carolina Billing Company at Branch Banking and Trust Company;
- c. Transferring and causing to be transferred over \$18,000 from the bank account ending in 7128, in the name of DCMBHS at Branch Banking and Trust Company, to a bank account ending in 5771, in the name of Patrick Hayden Thomas at Citibank, N.A.;

d. Providing false and incomplete information to his tax return preparer for the preparation of his U.S. Individual Income Tax Return, IRS Form 1040, for tax year 2013; and

e. Preparing and causing to be prepared, and submitting and causing to be submitted to the IRS, a false and fraudulent U.S. Individual Income Tax Return, IRS Form 1040, for tax year 2013.

In violation of Title 26, United States Code, Section 7201.

COUNT THIRTY-TWO

During the calendar year 2013, in the County of Durham, in the Middle District of North Carolina, CATINIA DENISE FARRINGTON, a resident of Durham, North Carolina, received taxable income, upon which there was substantial income tax due and owing to the United States of America. Knowing the foregoing facts and failing to make an income tax return on or before April 15, 2014, as required by law, to any proper officer of the IRS, and to pay the income tax to the IRS, CATINIA DENISE FARRINGTON from on or about January 2013 through on or about April 2014, willfully attempted to evade and defeat substantial income tax due and owing by her to the United States of America, for the calendar year 2013, by committing the following affirmative acts, among others:

a. Paying and causing to be paid personal expenses, including but not limited to, approximately \$10,000 for her mortgage, approximately \$42,000 for car expenses and approximately \$20,000 on personal travel, from the bank account ending in 7128, in the name of DCMBHS at Branch Banking and Trust Company while failing to maintain books and records for DCMBHS accounting for those payments.

In violation of Title 26, United States Code, Section 7201.

COUNT THIRTY-THREE

1. The Grand Jury realleges paragraphs 1 through 3 of Count One as if fully set forth herein.

2. From on or about January 10, 2013, continuing up to and including on or about July 25, 2014, the exact dates to the Grand Jurors unknown, in the County of Durham, in the Middle District of North Carolina, CATINIA DENISE FARRINGTON and HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden Patrick Thomas, did knowingly and willfully execute and attempt to execute a scheme and artifice to obtain, by means of materially false and fraudulent pretenses and representations, money and property owned by and under the custody and control of a health

submitting claims using billing codes 90801, 96101, 90806, 90847, 90791, and 90834, in the approximate amount of \$4,171.44 for allegedly providing mental health services for the period July 2, 2012, until July 18, 2014, for client C.S. when, in fact, as CATINIA DENISE FARRINGTON and HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden Patrick Thomas, then well knew, client C.S. did not receive such services; in violation of Title 18, United States Code, Sections 1347(a)(2) and 2.

COUNT THIRTY-FOUR

From on or about January 10, 2013, continuing up to and including on or about July 25, 2014, the exact dates to the Grand Jurors unknown, in the County of Durham, in the Middle District of North Carolina, CATINIA DENISE FARRINGTON and HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden Patrick Thomas, during and in relation to a felony enumerated in Title 18, United States Code, Section 1028A(c), to wit: health care fraud, in violation of Title 18, United States Code, Section 1347, as alleged in Count Thirty-Three and incorporated by reference herein, did knowingly use, without lawful authority, a means of identification of another person, that is, the name and Medicaid number of a client whose initials are C.S.; in violation of Title 18, United States Code, Sections 1028A(a)(1) and 2.

COUNT THIRTY-FIVE

1. The Grand Jury realleges paragraphs 1 through 3 of Count One as if fully set forth herein.

2. From on or about January 17, 2013, continuing up to and including on or about August 1, 2014, the exact dates to the Grand Jurors unknown, in the County of Durham, in the Middle District of North Carolina, CATINIA DENISE FARRINGTON and HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden Patrick Thomas, did knowingly and willfully execute and attempt to execute a scheme and artifice to obtain, by means of materially false and fraudulent pretenses and representations, money and property owned by and under the custody and control of a health care benefit program affecting commerce, that is, Medicaid, in connection with the delivery of and payment for health care benefits, items, and services by submitting claims using billing codes 90801, 96101, 90806, 90847, 90791, and 90834, in the approximate amount of \$4,171.44 for allegedly providing mental health services for the period July 2, 2012, until June 17, 2014, for client T.P. when, in fact, as CATINIA DENISE FARRINGTON and HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden Patrick Thomas, then well knew, client T.P. did not receive such services; in violation of Title 18, United States Code, Sections 1347(a)(2) and 2.

COUNT THIRTY-SIX

From on or about January 17, 2013, continuing up to and including on or about August 1, 2014, the exact dates to the Grand Jurors unknown, in the County of Durham, in the Middle District of North Carolina, CATINIA DENISE FARRINGTON and HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden Patrick Thomas, during and in relation to a felony enumerated in Title 18, United States Code, Section 1028A(c), to wit: health care fraud, in violation of Title 18, United States Code, Section 1347, as alleged in Count Thirty-Five and incorporated by reference herein, did knowingly use, without lawful authority, a means of identification of another person, that is, the name and Medicaid number of a client whose initials are T.P.; in violation of Title 18, United States Code, Sections 1028A(a)(1) and 2.

COUNT THIRTY-SEVEN

1. The Grand Jury realleges paragraphs 1 through 3 of Count One as if fully set forth herein.

2. From on or about May 9, 2013, continuing up to and including on or about October 31, 2014, the exact dates to the Grand Jurors unknown, in the County of Durham, in the Middle District of North Carolina, CATINIA DENISE FARRINGTON and HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden Patrick Thomas, did knowingly and

willfully execute and attempt to execute a scheme and artifice to obtain, by means of materially false and fraudulent pretenses and representations, money and property owned by and under the custody and control of a health care benefit program affecting commerce, that is, Medicaid, in connection with the delivery of and payment for health care benefits, items, and services by submitting claims using billing codes 90801, 96101, 90806, 90847, 90791, and 90834, in the approximate amount of \$3,331.44 for allegedly providing mental health services for the period July 9, 2012, until June 6, 2014, for client A.R. when, in fact, as CATINIA DENISE FARRINGTON and HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden Patrick Thomas, then well knew, client A.R. did not receive such services; in violation of Title 18, United States Code, Sections 1347(a)(2) and 2.

COUNT THIRTY-EIGHT

From on or about May 9, 2013, continuing up to and including on or about October 31, 2014, the exact dates to the Grand Jurors unknown, in the County of Durham, in the Middle District of North Carolina, CATINIA DENISE FARRINGTON and HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden Patrick Thomas, during and in relation to a felony enumerated in Title 18, United States Code, Section 1028A(c), to wit: health care fraud, in violation of Title 18, United States Code, Section 1347, as alleged

in Count Thirty-Seven and incorporated by reference herein, did knowingly use, without lawful authority, a means of identification of another person, that is, the name and Medicaid number of a client whose initials are A.R.; in violation of Title 18, United States Code, Sections 1028A(a)(1) and 2.

COUNT THIRTY-NINE

1. The Grand Jury realleges paragraphs 1 through 3 of Count One as if fully set forth herein.

2. From on or about June 6, 2013, continuing up to and including on or about November 14, 2014, the exact dates to the Grand Jurors unknown, in the County of Durham, in the Middle District of North Carolina, CATINIA DENISE FARRINGTON and HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden Patrick Thomas, did knowingly and willfully execute and attempt to execute a scheme and artifice to obtain, by means of materially false and fraudulent pretenses and representations, money and property owned by and under the custody and control of a health care benefit program affecting commerce, that is, Medicaid, in connection with the delivery of and payment for health care benefits, items, and services by submitting claims using billing codes 90801, 96101, 90806, 90791, 96101, and 90834, in the approximate amount of \$2,239.30 for allegedly providing mental health services for the period August 15, 2012, until July 15, 2014, for client

A.T. when, in fact, as CATINIA DENISE FARRINGTON and HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden Patrick Thomas, then well knew, client A.T. did not receive such services; in violation of Title 18, United States Code, Sections 1347(a)(2) and 2.

COUNT FORTY

From on or about June 6, 2013, continuing up to and including on or about November 14, 2014, the exact dates to the Grand Jurors unknown, in the County of Durham, in the Middle District of North Carolina, CATINIA DENISE FARRINGTON and HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden Patrick Thomas, during and in relation to a felony enumerated in Title 18, United States Code, Section 1028A(c), to wit: health care fraud, in violation of Title 18, United States Code, Section 1347, as alleged in Count Thirty-Nine and incorporated by reference herein, did knowingly use, without lawful authority, a means of identification of another person, that is, the name and Medicaid number of a client whose initials are A.T.; in violation of Title 18, United States Code, Sections 1028A(a)(1) and 2.

COUNT FORTY-ONE

From in or about January 2014 through in or about April 2015, the exact dates to the Grand Jurors unknown, in the County of Durham, in the Middle District of North Carolina, HAYDN PATRICK THOMAS, also known as

Patrick Haydn Thomas and Hayden Patrick Thomas, a resident of Durham, North Carolina, willfully attempted to evade and defeat substantial income tax due and owing by him to the United States of America, for the calendar year 2014, by committing the following affirmative acts, among others:

a. Transferring and causing to be transferred approximately \$275,000 from the bank account ending in 7128, in the name of DCMBHS at Branch Banking and Trust Company, to a bank account ending in 5771, in the name of Patrick Hayden Thomas at Citibank, N.A.;

b. Transferring and causing to be transferred approximately \$115,000 from the bank account ending in 7128, in the name of DCMBHS at Branch Banking and Trust Company, to a bank account ending in 4635, in the name of Hayden Patrick Thomas at Citibank, N.A.;

c. Transferring and causing to be transferred approximately \$45,000 from the bank account ending in 7128, in the name of DCMBHS at Branch Banking and Trust Company, to a bank account ending in 6084, in the name of HPT Enterprises Inc. at Citibank, N.A.;

d. Transferring and causing to be transferred approximately \$37,000.00 to an individual with the initials S.C. and directing S.C. to return the funds in cash.

e. Providing false income information to his tax return preparer for the preparation of his U.S. Individual Income Tax Return, IRS Form 1040, for tax year 2014; and

f. Preparing and causing to be prepared, and submitting and causing to be submitted to the IRS, a false and fraudulent U.S. Individual Income Tax Return, IRS Form 1040, for tax year 2014.

In violation of Title 26, United States Code, Section 7201.

COUNT FORTY-TWO

During the calendar year 2014, in the County of Durham, in the Middle District of North Carolina, CATINIA DENISE FARRINGTON, a resident of Durham, North Carolina, received taxable income, upon which there was substantial income tax due and owing to the United States of America. Knowing the foregoing facts and failing to make an income tax return on or before April 15, 2015, as required by law, to any proper officer of the IRS, and to pay the income tax to the IRS, CATINIA DENISE FARRINGTON from on or about January 2014 through on or about April 2015, willfully attempted to evade and defeat substantial income tax due and owing by her to the United States of America, for the calendar year 2014, by committing the following affirmative acts, among others:

a. Paying and causing to be paid personal expenses, including but not limited to, approximately \$18,000 for car expenses and approximately \$22,000 on personal travel, from the bank account ending in 7128, in the name of DCMBHS at Branch Banking and Trust Company, while failing to maintain books and records for DCMBHS accounting for those payments;

b. Transferring and causing to be transferred approximately \$93,000 to an individual with the initials K.G. to pay the personal expenses for CATINIA DENISE FARRINGTON; and

c. Transferring and causing to be transferred approximately \$27,000 to a bank account ending in 3662 at Wells Fargo Bank, N.A., in the name of DCMBHS and then paying and causing to be paid personal expenses from that account.

In violation of Title 26, United States Code, Section 7201.

COUNT FORTY-THREE

1. The Grand Jury realleges paragraphs 1 through 3 of Count One as if fully set forth herein.

2. On or about January 17, 2014, the exact date to the Grand Jurors unknown, in the County of Durham, in the Middle District of North Carolina, CATINIA DENISE FARRINGTON and HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden Patrick Thomas, did knowingly

and willfully execute and attempt to execute a scheme and artifice to obtain, by means of materially false and fraudulent pretenses and representations, money and property owned by and under the custody and control of a health care benefit program affecting commerce, that is, Medicaid, in connection with the delivery of and payment for health care benefits, items, and services by submitting claims using billing codes 96101, 90791, and 90834, in the approximate amount of \$2,779.00 for allegedly providing mental health services for the period September 30, 2013, until December 3, 2013, for client L.S. when, in fact, as CATINIA DENISE FARRINGTON and HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden Patrick Thomas, then well knew, client L.S. did not receive such services; in violation of Title 18, United States Code, Sections 1347(a)(2) and 2.

COUNT FORTY-FOUR

On or about January 17, 2014, the exact date to the Grand Jurors unknown, in the County of Durham, in the Middle District of North Carolina, CATINIA DENISE FARRINGTON and HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden Patrick Thomas, during and in relation to a felony enumerated in Title 18, United States Code, Section 1028A(c), to wit: health care fraud, in violation of Title 18, United States Code, Section 1347, as alleged in Count Forty-Three and incorporated by reference

herein, did knowingly use, without lawful authority, a means of identification of another person, that is, the name and Medicaid number of a person whose initials are L.S.; in violation of Title 18, United States Code, Sections 1028A(a)(1) and 2.

COUNT FORTY-FIVE

1. At all times material herein, Citibank, N.A., was a financial institution within the meaning of Title 31, United States Code, Section 5312(a)(2), and Title 18, United States Code, Section 20, and was engaged in interstate commerce.

2. On or about January 23, 2014, in the County of Durham, in the Middle District of North Carolina, and elsewhere, HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden Patrick Thomas, did knowingly engage in and cause a monetary transaction, involving the use of Citibank, N.A., in criminally derived property of a value greater than \$10,000.00, that is, a debit charge drawn on account ending in 5771 at Citibank, N.A., in the amount of \$10,419.33, at Dream Night Club, which represented property derived from a specified unlawful activity, that is, health care fraud, in violation of Title 18, United States Code, Section 1347.

All in violation of Title 18, United States Code, Sections 1957 and 2.

COUNT FORTY-SIX

1. The Grand Jury realleges paragraphs 1 through 3 of Count One as if fully set forth herein.

2. On or about June 13, 2014, the exact date to the Grand Jurors unknown, in the County of Durham, in the Middle District of North Carolina, CATINIA DENISE FARRINGTON and HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden Patrick Thomas, did knowingly and willfully execute and attempt to execute a scheme and artifice to obtain, by means of materially false and fraudulent pretenses and representations, money and property owned by and under the custody and control of a health care benefit program affecting commerce, that is, Medicaid, in connection with the delivery of and payment for health care benefits, items, and services by submitting claims using billing codes 90791, 96101, and 90834, in the approximate amount of \$1,810.00 for allegedly providing mental health services for the period June 27, 2013, until August 20, 2013, for client D.W. when, in fact, as CATINIA DENISE FARRINGTON and HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden Patrick Thomas, then well knew, client D.W. did not receive such services; in violation of Title 18, United States Code, Sections 1347(a)(2) and 2.

COUNT FORTY-SEVEN

On or about June 13, 2014, the exact date to the Grand Jurors unknown, in the County of Durham, in the Middle District of North Carolina, CATINIA DENISE FARRINGTON and HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden Patrick Thomas, during and in relation to a felony enumerated in Title 18, United States Code, Section 1028A(c), to wit: health care fraud, in violation of Title 18, United States Code, Section 1347, as alleged in Count Forty-Six and incorporated by reference herein, did knowingly use, without lawful authority, a means of identification of another person, that is, the name and Medicaid number of a person whose initials are D.W.; in violation of Title 18, United States Code, Sections 1028A(a)(1) and 2.

COUNT FORTY-EIGHT

1. The Grand Jury realleges paragraphs 1 through 3 of Count One as if fully set forth herein.

2. From on or about December 26, 2014, the exact date to the Grand Jurors unknown, in the County of Durham, in the Middle District of North Carolina, CATINIA DENISE FARRINGTON and HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden Patrick Thomas, did knowingly and willfully execute and attempt to execute a scheme and artifice to obtain, by means of materially false and fraudulent pretenses and

representations, money and property owned by and under the custody and control of a health care benefit program affecting commerce, that is, Medicaid, in connection with the delivery of and payment for health care benefits, items, and services by submitting claims using billing codes 96101, 90791, and 90834, in the approximate amount of \$1,130.00 for allegedly providing mental health services for the period October 10, 2014, until November 15, 2014, for client C.G. when, in fact, as CATINIA DENISE FARRINGTON and HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden Patrick Thomas, then well knew, client C.G. did not receive such services because C.G. died on July 17, 2014; in violation of Title 18, United States Code, Sections 1347(a)(2) and 2.

COUNT FORTY-NINE

On or about December 26, 2014, the exact date to the Grand Jurors unknown, in the County of Durham, in the Middle District of North Carolina, CATINIA DENISE FARRINGTON and HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden Patrick Thomas, during and in relation to a felony enumerated in Title 18, United States Code, Section 1028A(c), to wit: health care fraud, in violation of Title 18, United States Code, Section 1347, as alleged in Count Forty-Eight and incorporated by reference herein, did knowingly use, without lawful authority, a means of identification

of another person, that is, the name and Medicaid number of a client whose initials are C.G.; in violation of Title 18, United States Code, Sections 1028A(a)(1) and 2.

COUNT FIFTY

1. The Grand Jury realleges paragraphs 1 through 3 of Count One as if fully set forth herein.

2. From on or about January 15, 2015, continuing up to and including on or about March 19, 2015, the exact date to the Grand Jurors unknown, in the County of Durham, in the Middle District of North Carolina, CATINIA DENISE FARRINGTON and HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden Patrick Thomas, did knowingly and willfully execute and attempt to execute a scheme and artifice to obtain, by means of materially false and fraudulent pretenses and representations, money and property owned by and under the custody and control of a health care benefit program affecting commerce, that is, Medicaid, in connection with the delivery of and payment for health care benefits, items, and services by submitting ninety-seven claims using billing code 90834, in the approximate amount of \$9,500.00 for allegedly providing psychotherapy requiring sixty-one hours on December 29, 2014, for clients under one provider number belonging to A.W. when, in fact, as CATINIA DENISE FARRINGTON and HAYDN

PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden Patrick Thomas, then well knew, ninety-five clients did not receive such services; in violation of Title 18, United States Code, Sections 1347(a)(2) and 2.

COUNT FIFTY-ONE

From on or about January 15, 2015, continuing up to and including on or about March 19, 2015, the exact dates to the Grand Jurors unknown, in the County of Durham, in the Middle District of North Carolina, CATINIA DENISE FARRINGTON and HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden Patrick Thomas, during and in relation to a felony enumerated in Title 18, United States Code, Section 1028A(c), to wit: health care fraud, in violation of Title 18, United States Code, Section 1347, as alleged in Count Fifty and incorporated by reference herein, did knowingly use, without lawful authority, a means of identification of another person, that is, the name and Medicaid rendering provider number of a licensed psychological associate whose initials are A.W.; in violation of Title 18, United States Code, Sections 1028A(a)(1) and 2.

COUNT FIFTY-TWO

From in or about January 2015 through in or about April 2016, the exact dates to the Grand Jurors unknown, in the County of Durham, in the Middle

District of North Carolina, HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden Patrick Thomas, a resident of Durham, North Carolina, willfully attempted to evade and defeat substantial income tax due and owing by him to the United States of America, for the calendar year 2015, by committing the following affirmative acts, among others:

a. Transferring and causing to be transferred approximately \$130,000 from the bank account ending in 7128, in the name of DCMBHS at Branch Banking and Trust Company, to a bank account ending in 5771, in the name of Patrick Hayden Thomas at Citibank, N.A.;

b. Transferring and causing to be transferred approximately \$35,000 from the bank account ending in 7128, in the name of DCMBHS at Branch Banking and Trust Company, to a bank account ending in 4635, in the name of Hayden Patrick Thomas at Citibank, N.A.;

c. Providing false income information to his tax return preparer for the preparation of his U.S. Individual Income Tax Return, IRS Form 1040, for tax year 2015; and

d. Preparing and causing to be prepared, and submitting and causing to be submitted to the IRS, a false and fraudulent U.S. Individual Income Tax Return, IRS Form 1040, for tax year 2015.

In violation of Title 26, United States Code, Section 7201.

COUNT FIFTY-THREE

During the calendar year 2015, in the County of Durham, in the Middle District of North Carolina, CATINIA DENISE FARRINGTON, a resident of Durham, North Carolina, received taxable income, upon which there was substantial income tax due and owing to the United States of America. Knowing the foregoing facts and failing to make an income tax return on or before April 18, 2016, as required by law, to any proper officer of the IRS, and to pay the income tax to the IRS, CATINIA DENISE FARRINGTON from on or about January 2015 through on or about April 2016, willfully attempted to evade and defeat substantial income tax due and owing by her to the United States of America, for the calendar year 2015, by committing the following affirmative act, among others:

a. Transferring and causing to be transferred approximately \$40,000 to an individual with the initials K.G. to pay the personal expenses for CATINIA DENISE FARRINGTON; and

b. Transferring and causing to be transferred approximately \$61,000 to a bank account ending in 3662 at Wells Fargo Bank, N.A., in the name of DCMBHS and then paying and causing to be paid personal expenses from that account.

In violation of Title 26, United States Code, Section 7201.

COUNT FIFTY-FOUR

1. The Grand Jury realleges paragraphs 1 through 3 of Count One as if fully set forth herein.

2. On or about January 9, 2015, the exact date to the Grand Jurors unknown, in the County of Durham, in the Middle District of North Carolina, CATINIA DENISE FARRINGTON and HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden Patrick Thomas, did knowingly and willfully execute and attempt to execute a scheme and artifice to obtain, by means of materially false and fraudulent pretenses and representations, money and property owned by and under the custody and control of a health care benefit program affecting commerce, that is, Medicaid, in connection with the delivery of and payment for health care benefits, items, and services by submitting claims using billing codes 96101, 90791, and 90834, in the approximate amount of \$2,660.00 for allegedly providing mental health services for the period August 1, 2014, until October 11, 2014, for client D.H. when, in fact, as CATINIA DENISE FARRINGTON and HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden Patrick Thomas, then well knew, client D.H. did not receive such services; in violation of Title 18, United States Code, Sections 1347(a)(2) and 2.

COUNT FIFTY-FIVE

On or about January 9, 2015, the exact date to the Grand Jurors unknown, in the County of Durham, in the Middle District of North Carolina, CATINIA DENISE FARRINGTON and HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden Patrick Thomas, during and in relation to a felony enumerated in Title 18, United States Code, Section 1028A(c), to wit: health care fraud, in violation of Title 18, United States Code, Section 1347, as alleged in Count Fifty-Four and incorporated by reference herein, did knowingly use, without lawful authority, a means of identification of another person, that is, the name and Medicaid number of a client whose initials are D.H.; in violation of Title 18, United States Code, Sections 1028A(a)(1) and 2.

COUNT FIFTY-SIX

1. The Grand Jury realleges paragraphs 1 through 3 of Count One as if fully set forth herein.

2. On or about February 4, 2015, the exact date to the Grand Jurors unknown, in the County of Durham, in the Middle District of North Carolina, CATINIA DENISE FARRINGTON and HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden Patrick Thomas, did knowingly and willfully execute and attempt to execute a scheme and artifice to obtain,

by means of materially false and fraudulent pretenses and representations, money and property owned by and under the custody and control of a health care benefit program affecting commerce, that is, Medicaid, in connection with the delivery of and payment for health care benefits, items, and services by submitting claims using billing codes 96101, 90791, and 90834, in the approximate amount of \$830.00 for allegedly providing mental health services for the period October 10, 2014, until November 15, 2014, for client R.H. when, in fact, as CATINIA DENISE FARRINGTON and HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden Patrick Thomas, then well knew, client R.H. did not receive such services because R.H. died on March 22, 2014; in violation of Title 18, United States Code, Sections 1347(a)(2) and 2.

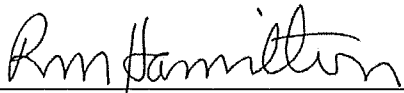
COUNT FIFTY-SEVEN

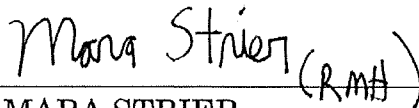
On or about February 4, 2015, the exact date to the Grand Jurors unknown, in the County of Durham, in the Middle District of North Carolina, CATINIA DENISE FARRINGTON and HAYDN PATRICK THOMAS, also known as Patrick Haydn Thomas and Hayden Patrick Thomas, during and in relation to a felony enumerated in Title 18, United States Code, Section 1028A(c), to wit: health care fraud, in violation of Title 18, United States Code, Section 1347, as alleged in Count Fifty-Six and incorporated by reference

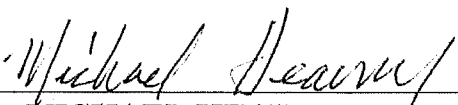
herein, did knowingly use, without lawful authority, a means of identification of another person, that is, the name and Medicaid number of a person whose initials are R.H., and the name and provider number of a licensed psychological associate whose initials are A.W.; in violation of Title 18, United States Code, Sections 1028A(a)(1) and 2.

DATED: May 29, 2018

MATTHEW G.T. MARTIN
United States Attorney


BY: ROBERT M. HAMILTON
Assistant United States Attorney


BY: MARA STRIER
DOJ Tax Division Trial Attorney


BY: MICHAEL HEAVNER
Special Assistant
United States Attorney

A TRUE BILL:

FOREPERSON