

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

UNITED STATES OF AMERICA

v.

D-1 SURESH CHAND,
D-2 JOSE CASTRO-RAMIREZ,
D-3 SHAFIULLA ABDUL HANIF,
D-4 MUHAMMAD AZEEM,
D-5 JAQUITA LOVELACE,
D-6 SYED AZIZ,
D-7 SOLOMON NATHANIEL,
D-8 JAY JHA,
D-9 ANUPAL GAYEN,
D-10 BASKARAN THANGARASAN,
D-11 SANDEEP AGGARWAL,
D-12 ERNEST NEAL,
D-13 ROBERT WYNN,
D-14 RAYMOND FARRIOR,
D-15 JAMES HARRIS,
D-16 WAYNE WEAMER,

VIO.: 18 U.S.C. § 1349
18 U.S.C. § 1347
18 U.S.C. § 2
18 U.S.C. § 1956
18 U.S.C. § 982

Case:2:09-cr-20215
Judge: Hood, Denise Page
MJ: Whalen, R. Steven
Filed: 05-13-2009 At 05:06 PM
INDI USA V. SEALED MATTER (DA)

Defendants.

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INDICTMENT

THE GRAND JURY CHARGES:

General Allegations

At all times relevant to this Indictment:

1. The Medicare program was a federal health care program providing benefits to persons who were over the age of 65 or disabled. Medicare was administered by the Centers for Medicare and Medicaid Services ("CMS"), a federal agency under the United State Department

of Health and Human Services. Individuals who received benefits under Medicare were referred to as Medicare “beneficiaries.”

2. Medicare was a “health care benefit program,” as defined by Title 18, United States Code, Section 24(b).

3. The Medicare Program included coverage under two primary components, hospital insurance (Part A) and medical insurance (Part B). Part A covered physical and occupational therapy services if a facility was certified by CMS as meeting certain requirements. Part B of the Medicare Program covered the cost of physicians’ services and other ancillary services not covered by Part A. The physical therapy, occupational therapy and other services at issue here were covered by Part A and Part B.

4. National Government Services was the CMS intermediary for Medicare Part A in the state of Michigan. Wisconsin Physicians Service was the CMS contracted carrier for Medicare Part B, which included home visits, in the state of Michigan. TrustSolutions, LLC was the Program Safeguard Contractor for Medicare Part A and Part B in the state of Michigan.

5. By becoming a participating provider in Medicare, enrolled providers agree to abide by the policies and procedures, rules, and regulations governing reimbursement. In order to receive Medicare funds, enrolled providers, together with their authorized agents, employees, and contractors, are required to abide by all the provisions of the Social Security Act, the regulations promulgated under the Act, and applicable policies and procedures, rules, and regulations, issued by CMS and its authorized agents and contractors.

6. Upon certification, the medical provider, whether a clinic or an individual, is assigned a provider identification number for billing purposes (referred to as a “PIN”). When the medical provider renders a service, the provider submits a claim for reimbursement to the

Medicare contractor/carrier that includes the PIN assigned to that medical provider. When an individual medical provider is associated with a clinic, Medicare Part B required that the individual provider number associated with the clinic be placed on the claim submitted to the Medicare contractor.

7. Health care providers were given and/or provided with online access to Medicare manuals and services bulletins describing proper billing procedures and billing rules and regulations. Providers can only submit claims to Medicare for services they rendered and providers must maintain patient records to verify that the services were provided as described on the claim form.

8. In order to receive reimbursement for a covered service from Medicare, a provider must submit a claim, either electronically or using a form (e.g., a CMS-1500 form or UB-92), containing the required information appropriately identifying the provider, patient, and services rendered.

9. TriStar Rehab Services, Inc. ("TriStar") was a Michigan corporation, doing business at 7200 E. Ten Mile Road, Centerline, Michigan. TriStar was a rehabilitation agency that purportedly provided outpatient physical therapy, occupational therapy and speech pathology services to patients. TriStar was a Medicare provider and submitted claims directly to Medicare.

10. Manage Care Physical Therapy & Rehabilitation Services, P.C. ("MCPT"), was a Michigan corporation, doing business at 3777 Fort Street, Lincoln Park, Michigan. MCPT was a rehabilitation agency that purportedly provided outpatient physical therapy, occupational therapy and speech pathology services to patients. MCPT was a Medicare provider and submitted claims directly to Medicare.

11. S.U.B. Rehabilitation & Physical Therapy Center, Inc. ("S.U.B."), was a Michigan corporation, doing business at 10136 West Vernon Avenue, Dearborn, Michigan. S.U.B. was a rehabilitation agency that purportedly provided outpatient physical therapy, occupational therapy and speech pathology services to patients. S.U.B. was a Medicare provider and submitted claims directly to Medicare.

12. Continental Rehab Services, Inc. ("CRS"), was a Michigan corporation, doing business at 28002 Universal Drive, Warren, Michigan. CRS purportedly hired and maintained licensed and unlicensed therapists to provide physical and occupational therapy to patients. CRS purported to perform contractual therapy services for TriStar, MCPT and S.U.B.

13. Pacific Management Services, Inc. ("PM") was a Michigan corporation, doing business at 28002 Universal Drive, Warren, Michigan. PM purportedly hired and maintained licensed and unlicensed therapists to provide physical and occupational therapy to patients. PM purported to perform contractual therapy services for TriStar, MCPT and S.U.B.

14. Hands-On Rehab Services, Inc. ("HOR"), was a Michigan corporation, doing business at 24199 Emily Drive, Brownstown, Michigan. HOR purportedly hired and maintained licensed and unlicensed therapists to provide physical and occupational therapy to patients. HOR purported to perform contractual therapy services for TriStar, MCPT and S.U.B.

15. M&M Management, Inc. ("M&M"), was a Michigan corporation, doing business at 24199 Emily Drive, Brownstown, Michigan. M&M purportedly hired and maintained licensed and unlicensed therapists to provide physical and occupational therapy to patients. M&M purported to perform contractual therapy services for TriStar, MCPT and S.U.B.

16. Defendant SURESH CHAND, a resident of Oakland County, Michigan, was an owner and controller of TriStar, S.U.B., CRS and PM.

17. Defendant JOSE CASTRO-RAMIREZ, a resident of Oakland County, Michigan, was a physician licensed in the state of Michigan who ordered physical and occupational therapy for patients purportedly treated at TriStar, MCPT, S.U.B., CRS, PM, HOR and M&M. TriStar, MCPT and S.U.B. submitted claims to Medicare seeking reimbursement for the cost of physical and occupational therapy purportedly furnished to Medicare beneficiaries under the care of defendant JOSE CASTRO-RAMIREZ.

18. Defendant SHAFIULLA ABDUL HANIF, resident of Wayne County, Michigan, was an owner and controller of TriStar, S.U.B., HOR and M&M.

19. Defendant MUHAMMAD AZEEM, resident of Oakland County, Michigan, owned and controlled TriStar, MCPT and S.U.B.

20. Defendants JAQUITA LOVELACE, a resident of Wayne County, Michigan, SYED AZIZ, a resident of Oakland County, Michigan, SOLOMON NATHANIEL, a resident of Macomb County, Michigan, and JAY JHA, a resident of Oakland County, Michigan, were licensed physical and occupational therapists employed by CRS and PM to purportedly perform therapy on patients. TriStar, MCPT, and S.U.B. submitted claims to Medicare seeking reimbursement for the cost of physical and occupational therapy purportedly provided to Medicare beneficiaries by defendants JAQUITA LOVELACE, SYED AZIZ, SOLOMON NATHANIEL and JAY JHA.

21. Defendants ANUPAL GAYEN, a resident of Oakland County, Michigan, and BASKARAN THANGARASAN, a resident of Wayne County, Michigan, were licensed physical and occupational therapists employed by HOR and M&M to purportedly perform therapy on patients. Tri-Star, MCPT and S.U.B. submitted claims to Medicare seeking reimbursement for

the cost of physical and occupational therapy purportedly provided to Medicare beneficiaries by defendants ANUPAL GAYEN and BASKARAN THANGARASAN.

22. Defendant SANDEEP AGGARWAL, a resident of Oakland County, Michigan, was an employee of CRS who created patient files that purported to describe physical and occupational therapy allegedly provided to Medicare beneficiaries.

23. Defendants ERNEST NEAL, ROBERT WYNN, RAYMOND FARRIOR, JAMES HARRIS, and WAYNE WEAMER, residents of Wayne County, Michigan, were beneficiaries that allegedly received physical therapy, occupational therapy and other services by CRS, PM, HOR, and M&M. TriStar, MCPT and S.U.B. billed Medicare for physical therapy, occupational therapy and other services purportedly provided to defendants ERNEST NEAL, ROBERT WYNN, RAYMOND FARRIOR, JAMES HARRIS and WAYNE WEAMER.

COUNT 1

(18 U.S.C. § 1349 - Health Care Fraud Conspiracy)

**D-1 SURESH CHAND
D-2 JOSE CASTRO-RAMIREZ
D-3 SHAFIULLA ABDUL HANIF
D-4 MUHAMMAD AZEEM
D-5 JAQUITA LOVELACE
D-6 SYED AZIZ
D-7 SOLOMON NATHANIEL
D-8 JAY JHA
D-9 ANUPAL GAYEN
D-10 BASKARAN THANGARASAN
D-11 SANDEEP AGGARWAL
D-12 ERNEST NEAL
D-13 ROBERT WYNN
D-14 RAYMOND FARRIOR
D-15 JAMES HARRIS
D-16 WAYNE WEAMER**

24. Paragraphs 1 through 23 of the General Allegations section of this Indictment are realleged and incorporated by reference as though fully set forth herein.

25. From in or around January 2003, and continuing through in or around March 2007, the exact dates being unknown to the Grand Jury, at Wayne County, in the Eastern District of Michigan, and elsewhere, the defendants, SURESH CHAND, JOSE CASTRO-RAMIREZ, SHAFIULLA ABDUL HANIF, MUHAMMAD AZEEM, JAQUITA LOVELACE, SYED AZIZ, SOLOMON NATHANIEL, JAY JHA, ANUPAL GAYEN, BASKARAN THANGARASAN, SANDEEP AGGARWAL, ERNEST NEAL, ROBERT WYNN, RAYMOND FARRIOR, JAMES HARRIS and WAYNE WEAMER did willfully, that is, with the specific intent to further the object of the conspiracy, and knowingly combine, conspire, confederate and agree with others, known and unknown to the Grand Jury, to violate Title 18, United States Code, Section 1347, that is, to execute a scheme and artifice to defraud a health care benefit program affecting commerce, as defined in Title 18, United States Code, Section 24(b), that is, Medicare, 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, said health care benefit program, in connection with the delivery of and payment for health care benefits, items, and service.

Purpose of the Conspiracy

26. It was a purpose of the conspiracy for defendants SURESH CHAND, JOSE CASTRO-RAMIREZ, SHAFIULLA ABDUL HANIF, MUHAMMAD AZEEM, JAQUITA LOVELACE, SYED AZIZ, SOLOMON NATHANIEL, JAY JHA, ANUPAL GAYEN, BASKARAN THANGARASAN, SANDEEP AGGARWAL, ERNEST NEAL, ROBERT WYNN, RAYMOND FARRIOR, JAMES HARRIS, WAYNE WEAMER and others to unlawfully enrich themselves by, among other things, (a) submitting false and fraudulent claims to Medicare; (b) offering and paying kickbacks and bribes to Medicare beneficiaries for the

purpose of such beneficiaries arranging for the use of their Medicare beneficiary numbers by the conspirators as the bases of claims filed for physical therapy, occupational therapy and other services; (c) soliciting and receiving kickbacks and in return for arranging for the furnishing of services for which payment may be made by Medicare by providing their Medicare beneficiary numbers, which formed the basis of claims filed for physical therapy, occupational therapy, and other services; (d) concealing the submission of false and fraudulent claims to Medicare, the receipt and transfer of the proceeds from the fraud, and the payment of kickbacks; and (e) diverting proceeds of the fraud for the personal use and benefit of the defendants and their co-conspirators.

Manner and Means

27. The manner and means by which the defendants and their co-conspirators sought to accomplish the purpose of the conspiracy included, among others, the following:

28. Defendants SURESH CHAND, MUHAMMAD AZEEM and SHAFIULLA ABDUL HANIF would maintain a valid Medicare provider number for TriStar in order to submit Medicare claims for the cost of physical therapy, occupational therapy and other services that were medically unnecessary and were not provided.

29. Defendant MUHAMMAD AZEEM would maintain a valid Medicare provider number for MCPT in order to submit Medicare claims for the cost of physical therapy, occupational therapy and other services that were medically unnecessary and were not provided.

30. Defendants SURESH CHAND, MUHAMMAD AZEEM and SHAFIULLA ABDUL HANIF would maintain a valid Medicare provider number for S.U.B. in order to submit Medicare claims for the cost of physical therapy, occupational therapy and other services that were medically unnecessary and were not provided.

31. Defendants SURESH CHAND, MUHAMMAD AZEEM and SHAFIULLA ABDUL HANIF controlled the day-to-day operation of TriStar.

32. Defendant MUHAMMAD AZEEM controlled the day-to-day operation of MCPT.

33. Defendants SURESH CHAND, MUHAMMAD AZEEM and SHAFIULLA ABDUL HANIF controlled the day-to-day operation of S.U.B.

34. Defendant SURESH CHAND controlled the day-to-day operation of CRS and PM.

35. Defendant SHAFIULLA ABDUL HANIF controlled the day-to-day operation of HOR and M&M.

36. Defendants SURESH CHAND, SHAFIULLA ABDUL HANIF and other conspirators offered and paid kickbacks and bribes to Medicare beneficiaries who served as purported patients at TriStar, MCPT, S.U.B, CRS, PM, HOR and M&M in exchange for the patients signing documents making it appear that they had received the treatments being billed to Medicare, when in fact such treatments were medically unnecessary and were not provided.

37. Defendant JOSE CASTRO-RAMIREZ signed medical documentation ordering physical therapy, occupational therapy, and other services purportedly provided by CRS, PM, HOR and M&M, and billed to Medicare by TriStar, MCPT and S.U.B., which were medically unnecessary and were not provided.

38. Defendant JOSE CASTRO-RAMIREZ submitted claims to the Medicare program for home visits purportedly provided to Medicare beneficiaries allegedly in need of physical therapy, occupational therapy, and other services, when, in fact, such home visits were medically unnecessary and were not provided.

39. Defendants SURESH CHAND, JOSE CASTRO-RAMIREZ, MUHAMMAD AZEEM, SHAFIULLA ABDUL HANIF and SANDEEP AGGARWAL would fabricate medical and billing documents which falsely stated that patients had received specific therapeutic treatments, when, in fact, the patients had not received the treatments reflected on those documents.

40. Defendants JAQUITA LOVELACE, SYED AZIZ, SOLOMON NATHANIEL and JAY JHA signed therapy notes and other records at CRS and PM, which were billed to Medicare by TriStar, MCPT and S.U.B., and made it appear that physical therapy, occupational therapy and other services had been provided, when in fact, it had not.

41. Defendants ANUPAL GAYEN and BASKARAN THANGARASAN signed therapy notes and other records at HOR and M&M, which were billed to Medicare by TriStar, MCPT and S.U.B., and made it appear that physical therapy, occupational therapy and other services had been provided, when in fact they had not.

42. Defendants ERNEST NEAL, ROBERT WYNN, RAYMOND FARRIOR, JAMES HARRIS, WAYNE WEAMER and other co-conspirators solicited and received kickbacks for allowing TriStar, MCPT and S.U.B. to submit claims to Medicare for physical therapy, occupational therapy and other services that was medically unnecessary and had not been provided.

43. Defendants SURESH CHAND, JOSE CASTRO-RAMIREZ, SHAFIULLA ABDUL HANIF, MUHAMMAD AZEEM, JAQUITA LOVELACE, SYED AZIZ, SOLOMON NATHANIEL, JAY JHA, ANUPAL GAYEN, BASKARAN THANGARASAN, SANDEEP AGGARWAL, ERNEST NEAL, ROBERT WYNN, RAYMOND FARRIOR, JAMES HARRIS

and WAYNE WEAMER caused TriStar to submit fraudulent claims for approximately \$5,623,550 to Medicare for the cost of physical therapy, occupational therapy and other services.

44. Defendants SURESH CHAND, JOSE CASTRO-RAMIREZ, SHAFIULLA ABDUL HANIF, MUHAMMAD AZEEM, JAQUITA LOVELACE, SYED AZIZ, SOLOMON NATHANIEL, JAY JHA, ANUPAL GAYEN, BASKARAN THANGARASAN, SANDEEP AGGARWAL, ERNEST NEAL, ROBERT WYNN, RAYMOND FARRIOR, JAMES HARRIS and WAYNE WEAMER caused MCPT to submit fraudulent claims for approximately \$6,392,550 to Medicare for the cost of physical therapy, occupational therapy and other services.

45. Defendants SURESH CHAND, JOSE CASTRO-RAMIREZ, SHAFIULLA ABDUL HANIF, MUHAMMAD AZEEM, JAQUITA LOVELACE, SYED AZIZ, SOLOMON NATHANIEL, JAY JHA, ANUPAL GAYEN, BASKARAN THANGARASAN, SANDEEP AGGARWAL, ERNEST NEAL, ROBERT WYNN, RAYMOND FARRIOR, JAMES HARRIS and WAYNE WEAMER caused S.U.B. to submit fraudulent claims for approximately \$6,363,200 to Medicare for the cost of physical therapy, occupational therapy and other services.

46. The defendants transferred and disbursed, and caused the transfer and disbursement of, monies from the various corporate accounts of TriStar, MCPT and S.U.B. to themselves and others.

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

COUNTS 2 to 12
(Health Care Fraud – 18 U.S.C. §§ 1347 and 2)

D-1 SURESH CHAND
D-2 JOSE CASTRO-RAMIREZ
D-3 SHAFIULLA ABDUL HANIF
D-4 MUHAMMAD AZEEM
D-5 JAQUITA LOVELACE
D-6 SYED AZIZ
D-7 SOLOMON NATHANIEL
D-8 JAY JHA
D-9 ANUPAL GAYEN
D-10 BASKARAN THANGARASAN
D-11 SANDEEP AGGARWAL

47. Paragraphs 1 through 23 of the General Allegations section of this Indictment are realleged and incorporated by reference as though fully set forth herein.

48. From in or around January 2003, and continuing through in or around March 2007, the exact dates being unknown to the Grand Jury, at Wayne County, in the Eastern District of Michigan, and elsewhere, the defendants, SURESH CHAND, JOSE CASTRO-RAMIREZ, SHAFIULLA ABDUL HANIF, MUHAMMAD AZEEM, JAQUITA LOVELACE, SYED AZIZ, SOLOMON NATHANIEL, JAY JHA, ANUPAL GAYEN, BASKARAN THANGARASAN and SANDEEP AGGARWAL, in connection with the delivery of and payment for health care benefits, items, and services, did knowingly and willfully execute, and attempt to execute, a scheme and artifice to defraud a health care benefit program affecting commerce, as defined in Title 18, United States Code, Section 24(b), that is, Medicare, 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 Medicare, in connection with the delivery of and payment for health care benefits, items, and services.

Purpose of the Scheme and Artifice

49. It was the purpose of the scheme and artifice for the defendants and their co-conspirators to unlawfully enrich themselves through the submission of false and fraudulent Medicare claims for medically unnecessary, and non-rendered, physical therapy, occupational therapy, and other services.

The Scheme and Artifice

50. Paragraphs 28 through 46 of Count 1 of this Indictment are realleged and incorporated by reference as though fully set forth herein as a description of the scheme and artifice.

Acts in Execution of the Scheme and Artifice

51. On or about the dates specified as to each count below, at Wayne County, in the Eastern District of Michigan, and elsewhere, the defendants, specifically identified as to each count below, in connection with the delivery of and payment for health care benefits, items and services, did knowingly and willfully execute, and attempt to execute, the above-described scheme and artifice to defraud a health care benefit program affecting commerce, that is, Medicare, and to obtain, by means of materially false and fraudulent pretenses, representations, and promises, money and property owed by, and under the custody and control of said health care benefit program:

Count	Defendant(s)	Medicare Beneficiary	On or about Claim Date	Description of Outpatient Services	Approximate Amount Claimed
2	D-1 SURESH CHAND, D-2 JOSE CASTRO-RAMIREZ, D-3 SHAFIULLA ABDUL HANIF, D-4 MUHAMMAD AZEEM, D-10 BASKARAN THANGARASAN	C.B.	04/19/05	Two Physical Therapy claims for April and May 2004	\$4900
3	D-1 SURESH CHAND, D-2 JOSE CASTRO-RAMIREZ, D-3 SHAFIULLA ABDUL HANIF, D-4 MUHAMMAD AZEEM, D-10 BASKARAN THANGARASAN	C.B.	05/12/05	Two Physical Therapy claims for June and July 2004	\$4900
4	D-1 SURESH CHAND, D-2 JOSE CASTRO-RAMIREZ, D-3 SHAFIULLA ABDUL HANIF, D-4 MUHAMMAD AZEEM, D-9 ANUPAL GAYEN	C.B.	05/12/05	Two Occupational Therapy claims for January and February 2005	\$4200
5	D-1 SURESH CHAND, D-2 JOSE CASTRO-RAMIREZ, D-3 SHAFIULLA ABDUL HANIF, D-4 MUHAMMAD AZEEM, D-10 BASKARAN THANGARASAN	C.B.	09/14/05	Two Physical Therapy claims for January and February 2005	\$6450
6	D-1 SURESH CHAND, D-2 JOSE CASTRO-RAMIREZ, D-3 SHAFIULLA ABDUL HANIF, D-4 MUHAMMAD AZEEM, D-7 SOLOMON NATHANIEL	I.D.	12/01/05	Two Physical Therapy claims for June and July 2005	\$6450
7	D-1 SURESH CHAND, D-2 JOSE CASTRO-RAMIREZ, D-3 SHAFIULLA ABDUL HANIF, D-4 MUHAMMAD AZEEM, D-8 JAY JHA	J.C.	05/02/05	Two Physical Therapy claims for November and December 2004	\$4650
8	D-1 SURESH CHAND, D-2 JOSE CASTRO-RAMIREZ, D-3 SHAFIULLA ABDUL HANIF, D-4 MUHAMMAD AZEEM, D-8 JAY JHA	B.C.	05/02/05	Two Physical Therapy claims for November and December 2004	\$4150
9	D-1 SURESH CHAND, D-2 JOSE CASTRO-RAMIREZ, D-3 SHAFIULLA ABDUL HANIF, D-4 MUHAMMAD AZEEM, D-5 JAQUITA LOVELACE	A.G.	12/13/05	Two Occupational Therapy claims for April and May 2005	\$4150
10	D-1 SURESH CHAND, D-2 JOSE CASTRO-RAMIREZ, D-3 SHAFIULLA ABDUL HANIF, D-4 MUHAMMAD AZEEM, D-6 SYED AZIZ	A.G.	07/07/05	Two Physical Therapy claims for April and May 2005	\$5400
11	D-1 SURESH CHAND, D-2 JOSE CASTRO-RAMIREZ, D-3 SHAFIULLA ABDUL HANIF, D-4 MUHAMMAD AZEEM, D-7 SOLOMON NATHANIEL	L.S.	04/15/05	Two Physical Therapy claims for June and July 2004	\$4900

12	D-1 SURESH CHAND, D-2 JOSE CASTRO-RAMIREZ, D-3 SHAFIULLA ABDUL HANIF, D-4 MUHAMMAD AZEEM, D-7 SOLOMON NATHANIEL	H.T.	05/02/05	Two Physical Therapy claims for September and October 2004	\$5400
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In violation of Title 18, United States Code, Sections 1347 and 2.

COUNT 13

(Money Laundering Conspiracy – 18 U.S.C. § 1956(h))

**D-1 SURESH CHAND
D-2 JOSE CASTRO-RAMIREZ
D-3 SHAFIULLA ABDUL HANIF
D-4 MUHAMMAD AZEEM
D-11 SANDEEP AGGARWAL**

52. From in or about October 2004 through in or about March 2007, in Wayne County, in the Eastern District of Michigan, and elsewhere, defendants, SURESH CHAND, JOSE CASTRO-RAMIREZ, SHAFIULLA ABDUL HANIF, MUHAMMAD AZEEM and SANDEEP AGGARWAL, and others, did willfully, that is, with the intent to further the objects of the conspiracy, and knowingly combine, conspire, and agree with each other and with other persons, known and unknown to the Grand Jury, to commit offenses against the United States in violation of Title 18, United States Code, Sections 1956 and Section 1957, to wit:

- a. to knowingly conduct a financial transaction affecting interstate and foreign commerce, which in fact involved the proceeds of specified unlawful activity, knowing that the property involved in the financial transaction represented the proceeds of some form of unlawful activity, and knowing that the transaction was designed in whole and in part to conceal and disguise the nature, the location, the source, the ownership, and the control of the proceeds of specified unlawful activity, in violation of Title 18, United States Code, Section 1956(a)(1)(B)(i);

b. to knowingly engage in a monetary transaction by, through, and to a financial institution, affecting interstate and foreign commerce, in criminally derived property of a value greater than \$10,000, such property having been derived from specified unlawful activity, in violation of Title 18, United States Code, Section 1957.

53. It is further alleged that the specified unlawful activity is health care fraud, in violation of Title 18, United States Code, Section 1347.

All in violation of Title 18, United States Code, Section 1956(h).

CRIMINAL FORFEITURE
(18 U.S.C. § 982)

D-1 SURESH CHAND
D-2 JOSE CASTRO-RAMIREZ
D-3 SHAFIULLA ABDUL HANIF
D-4 MUHAMMAD AZEEM
D-5 JAQUITA LOVELACE
D-6 SYED AZIZ
D-7 SOLOMON NATHANIEL
D-8 JAY JHA
D-9 ANUPAL GAYEN
D-10 BASKARAN THANGARASAN
D-11 SANDEEP AGGARWAL
D-12 ERNEST NEAL
D-13 ROBERT WYNN
D-14 RAYMOND FARRIOR
D-15 JAMES HARRIS
D-16 WAYNE WEAMER

54. The allegations contained in Counts 1 through 13 of this Indictment are realleged and incorporated by reference as though fully set forth herein for the purpose of alleging forfeiture to the United States of America of certain property in which the defendants, that is, SURESH CHAND, JOSE CASTRO-RAMIREZ, SHAFIULLA ABDUL HANIF, MUHAMMAD AZEEM, JAQUITA LOVELACE, SYED AZIZ, SOLOMON NATHANIEL,

JAY JHA, ANUPAL GAYEN, BASKARAN THANGARASAN, SANDEEP AGGARWAL, ERNEST NEAL, ROBERT WYNN, RAYMOND FARRIOR, JAMES HARRIS and WAYNE WEAMER have an interest in pursuant to the provisions of Title 18, United States Code, Sections 982(a)(1) and 982(a)(7).

55. Pursuant to Title 18, United States Code, Section 982(a)(7), upon conviction of SURESH CHAND, JOSE CASTRO-RAMIREZ, SHAFIULLA ABDUL HANIF, MUHAMMAD AZEEM, JAQUITA LOVELACE, SYED AZIZ, SOLOMON NATHANIEL, JAY JHA, ANUPAL GAYEN, BASKARAN THANGARASAN, SANDEEP AGGARWAL, ERNEST NEAL, ROBERT WYNN, RAYMOND FARRIOR, JAMES HARRIS and WAYNE WEAMER for any of the offenses charged in Counts 1 through 13 of this Indictment, the defendants shall forfeit to the United States any property, real or personal, that constitutes or is derived, directly or indirectly, from gross proceeds traceable to the commission of the health care fraud offense. If more than one defendant is convicted of an offense, the defendants so convicted are jointly and severally liable for the amount derived from such offense.

56. Pursuant to Title 18, United States Code, Section 982(a)(1), upon conviction of the defendants, SURESH CHAND, SHAFIULLA ABDUL HANIF, MUHAMMAD AZEEM, JOSE CASTRO-RAMIREZ and SANDEEP AGGARWAL, for the money laundering offenses charged in this Indictment, the defendants shall forfeit to the United States any property, real or personal, involved in such offense, or any property traceable to such property. If more than one defendant is convicted of an offense, the defendants so convicted are jointly and severally liable for the amount of property involved in such an offense.

57. Property subject to forfeiture to the United States pursuant to conviction for any offense charged in this Indictment, or the money laundering offenses charged in this Indictment,

includes but is not limited to, cash, all bank accounts and brokerage accounts; all interests in real estate, partnerships or corporations of any kind, and their assets; all personal property; and other assets, acquired during the time of the offenses, with the proceeds of health care fraud, and/or was property involved in any of the violations.

All pursuant to Title 18, United States Code, Section 982(a)(7) and the procedures set forth at Title 21, United States Code, Section 853, as made applicable through Title 18, United States Code, Section 982(b)(1).

THIS IS A TRUE BILL.

s/GRAND JURY FOREPERSON
Foreperson

TERRENCE G. BERG
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Dated: May 13, 2009

United States District Court
Eastern District of Michigan

Criminal Case Cov

Case:2:09-cr-20215
Judge: Hood, Denise Page
MJ: Whalen, R. Steven
Filed: 05-13-2009 At 05:06 PM
INDI USA V. SEALED MATTER (DA)

NOTE: It is the responsibility of the Assistant U.S. Attorney signing this form to corr

Companion Case Information

Companion Case Number:

This may be a companion case based upon LCrR 57.10 (b)(4)¹:

Judge Assigned:

Yes No

AUSA's Initials: JN

Case Title: USA v. D-1 Suresh Chand, et al.

County where offense occurred : Wayne

Check One: Felony Misdemeanor Petty

- Indictment/ Information --- no prior complaint.
- Indictment/ Information --- based upon prior complaint [Case number:]
- Indictment/ Information --- based upon LCrR 57.10 (d) [Complete Superseding section below].

Superseding Case Information:


Superseding to Case No: _____ Judge: _____

- Original case was terminated; no additional charges or defendants.
- Corrects errors; no additional charges or defendants.
- Involves, for plea purposes, different charges or adds counts.
- Embraces same subject matter but adds the additional defendants or charges below:

Defendant name Charges

Please take notice that the below listed Attorney is the attorney of record for the above captioned case.

May 13, 2009
Date



JOHN K. NEAL
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¹ Companion cases are matters in which it appears that (1) substantially similar evidence will be offered at trial, (2) the same or related parties are present, and the cases arise out of the same transaction or occurrence. Cases may be companion cases even though one of them may have already been terminated. 5/20/04