

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

UNITED STATES OF AMERICA : Criminal No. 12-
: :
: :
v. : :
: :
: :
MARIO RONCAL : 18 U.S.C. § 1349

I N D I C T M E N T

The Grand Jury in and for the District of New Jersey,
sitting at Newark, charges:

1. At various times relevant to this Indictment:

The Medical Services Companies

a. Cardio-Med Services, LLC ("Cardio-Med"),
provided cardiology, internal medicine, and other outpatient
medical services to individual patients. Cardio-Med had offices
in Union City, New Jersey; Paterson, New Jersey; and West New
York, New Jersey.

b. Comprehensive Healthcare & Medical Services,
LLC ("Comprehensive Healthcare"), provided cardiology, internal
medicine, and other outpatient medical services to individual
patients. Comprehensive had offices in Manhattan, New York; and
Elmhurst, Queens, New York.

The Defendant and Co-Conspirator

c. Defendant MARIO RONCAL ("defendant RONCAL")
resided in Woodland, New Jersey and had a medical degree from San

Juan Bautista School of Medicine in San Juan, Puerto Rico. Defendant RONCAL was not licensed to practice medicine in New Jersey, New York, or any other state in the United States. In fact, defendant RONCAL applied for but was denied a medical license in New Jersey, and he was advised that he was ineligible under New Jersey law to obtain a medical license in New Jersey, both because San Juan Bautista School of Medicine was not properly accredited, and because he lacked certain requirements for international medical students.

d. The Chief Executive Officer and head physician at Cardio-Med and Comprehensive Healthcare, a co-conspirator who is not charged as a defendant herein (the "CEO-Physician"), was a board-certified cardiologist licensed to practice medicine in New Jersey and New York. The CEO-Physician was the founder and sole equity-holder of Cardio-Med and Comprehensive Healthcare.

Medicare

e. "Medicare" was a federal program established by the Social Security Act of 1965 to assist qualified aged, blind, and disabled individuals in paying for the cost of health care. The Medicare program worked by reimbursing health care providers for the costs of health care services and items at fixed rates.

f. "Medicare Part B" provided supplemental medical insurance benefits to eligible beneficiaries for a

variety of outpatient services, such as physicians' services and diagnostic testing.

g. Medicare Part B only paid for physicians' services, such as diagnosis, therapy, surgery, and consultations, if they were furnished by a doctor of medicine who was legally authorized to practice by the state in which he or she provided the services and who was acting within the scope of his or her license.

h. "Medicare carriers" were regional companies that contracted with the government to oversee the administration and processing of Medicare policies and serve as the primary point of contact for health care providers enrolled in the Medicare program.

i. Medicare carriers assigned Medicare billing numbers called Provider Identification Numbers ("PINS") to health care providers who enrolled in Medicare.

j. The CEO-Physician had PINS assigned by Medicare carriers for Cardio-Med's offices in New Jersey and Comprehensive Healthcare's offices in New York.

k. Defendant RONCAL did not have PINS assigned by Medicare carriers, and he was not eligible for such provider numbers as he was not licensed to practice medicine in New Jersey or New York.

The Conspiracy

2. From at least as early as in or about 2004, until in or about November, 2008, in the District of New Jersey and elsewhere, defendant

MARIO RONCAL

did knowingly and willfully conspire and agree with the CEO-Physician and others to devise a scheme and artifice to defraud a health care benefit program, namely, Medicare Part B, and to obtain, by means of false and fraudulent pretenses, representations, and promises, money and property owned by, and under the custody and control of, a health care benefit program, in connection with the delivery of and payment for health care benefits, items, and services, contrary to Title 18, United States Code, Section 1347.

Object

3. The object of the conspiracy was for defendant RONCAL, the CEO-Physician, and others to enrich themselves by submitting false billing claims to Medicare and Medicare carriers representing that physicians' services had been provided by the CEO-Physician when in fact those services had been provided by defendant RONCAL, who was not licensed to practice medicine in New Jersey or New York.

Manner and Means

4. It was part of the conspiracy that, at Cardio-Med's offices in New Jersey and Comprehensive Healthcare's offices in New York, defendant RONCAL would:

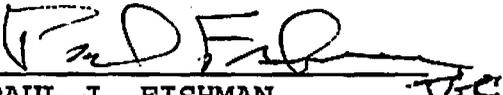
- a. hold himself out to fellow employees and to patients as "Dr. Roncal";
- b. examine new patients as well as the CEO-Physician's follow-up patients;
- c. order diagnostic tests for patients;
- d. diagnose patients with medical conditions, diseases, and the like; and
- e. recommend and prescribe courses of treatment, including surgery, for patients.

5. It was a further part of the conspiracy that, either at the direction of the CEO-Physician or otherwise, defendant RONCAL would forge the CEO-Physician's signature on paperwork associated with his unlawful services, including on prescription pads and patient charts.

6. It was a further part of the conspiracy that the CEO-Physician would bill Medicare for the services provided by defendant RONCAL by submitting claims for payment to Medicare carriers using the CEO-Physician's PINs.

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

A TRUE BILL


PAUL J. FISHMAN *JBC*
United States Attorney

FOREPERSON

CASE NUMBER: _____

**United States District Court
District of New Jersey**

UNITED STATES OF AMERICA

v.

MARIO RONCAL

INDICTMENT FOR

18 U.S.C. § 1349

PAUL J. FISHMAN

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