

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

UNITED STATES OF AMERICA : Hon. Madeline Cox Arleo
 :
 v. : Criminal No. 21-
 :
 ALAN AJAMIAN : 18 U.S.C. § 1349
 :
 :

I N F O R M A T I O N

COUNT ONE
(Conspiracy to Commit Health Care Fraud)

The defendant having waived in open court prosecution by Indictment, the Acting United States Attorney for the District of New Jersey charges:

Relevant Entities and Definitions

1. At various times relevant to this Information:
 - a. Defendant ALAN AJAMIAN was a resident of Morris County, New Jersey.
 - b. “Co-Conspirator-1” was the owner of two medical services companies and the manager of one medical services company that conducted medical billing (collectively, “Billing Entities-1”), located in Queens, New York.
 - c. “Co-Conspirator-2” was the CEO of a medical services company with several subsidiaries that conducted medical billing (collectively, “Billing Entities-2”), located in Lynbrook and Mineola, New York.
 - d. “Co-Conspirator-3” was the owner of a mobile medical testing company (“Mobile Testing Company-1”) located in Roslyn Heights, New York.

e. The “Victim Fund” is one of the largest labor-management funds in the United States. It provides a range of comprehensive benefits to over 400,000 working and retired health care industry workers and their families (“Members”), specifically to one of the largest health care unions (the “Union”) in the United States. The Members enjoy complete health benefits at little or no cost. The Victim Fund is a “health care benefit program” as defined in Title 18, United States Code, Section 24(b).

THE HEALTH CARE FRAUD CONSPIRACY

2. From in or around January 2016 through in or around January 2020, in the District of New Jersey, and elsewhere, the defendant

ALAN AJAMIAN,

did knowingly and intentionally conspire and agree with others to knowingly and willfully execute a scheme and artifice to defraud the Victim Fund, a health care benefit program as defined under Title 18, United States Code, Section 24(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, said 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.

Goal of the Conspiracy

3. The goal of the conspiracy was for defendant ALAN AJAMIAN and the co-conspirators to profit by using Billing Entities-1 and Billing Entities-2

to submit claims to the Victim Fund for reimbursement for unnecessary medical testing.

Manner and Means of the Conspiracy

4. It was part of the conspiracy that:

a. Defendant ALAN AJAMIAN and the co-conspirators used their connections with the Union and the Victim Fund to cause at least one Union official to allow defendant ALAN AJAMIAN and the co-conspirators to run unauthorized health and wellness fairs (the “Health Fairs”) for Members.

b. At various times, Defendant ALAN AJAMIAN and the co-conspirators paid at least one Union official as much as \$10,000 in cash and gifts per Health Fair in exchange for allowing the co-conspirators to run the Health Fairs for the Members.

c. Defendant ALAN AJAMIAN and the co-conspirators advertised the Health Fairs to the Members as free preventive screening events.

d. Defendant ALAN AJAMIAN and the co-conspirators hired medical professionals, including doctors, nurse practitioners, and technicians, to conduct certain unnecessary medical exams and testing at the Health Fairs, including nerve conduction studies, allergy tests, ultrasounds, vascular studies, dopplers, and echocardiograms, and to read and approve the testing conducted at the Health Fairs, knowing that such exams and testing were medically unnecessary.

e. Defendant ALAN AJAMIAN and the co-conspirators encouraged and paid the medical professionals to conduct as many medical tests on as many Members as possible regardless of medical necessity.

f. Between in or around January 2017 and in or around April 2018, Co-Conspirator-1 used Billing Entities-1 to submit thousands of claims to the Victim Fund for the medical testing conducted at the Health Fairs, causing the Victim Fund to issue payments to the co-conspirators in the amount of approximately \$2,880,436.

g. Between in or around May 2019 and in or around December 2019, Co-Conspirator-2 used Billing Entities-2 to submit claims to the Victim Fund for the medical testing conducted at the Health Fairs, causing the Victim Fund to issue payments to the co-conspirators in the amount of approximately \$529,060.

h. Between in or around March 2018 and in or around January 2020, Co-Conspirator-3 participated in the Health Fairs with defendant ALAN AJAMIAN and the co-conspirators through Mobile Testing Company-1. At various times during the conspiracy, Co-Conspirator-3 paid ALAN AJAMIAN and the co-conspirators \$125 for each patient that received an allergy test and \$75 for each patient that received a pulmonary function test at the Health Fairs.

i. Between in or around March 2018 and in or around October 2019, the co-conspirators billed the Victim Fund approximately \$2.8 million for testing completed by Mobile Testing Company-1 at the Health Fairs, causing

the Victim Fund to issue payments to the co-conspirators in the amount of approximately \$964,000.

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

FORFEITURE ALLEGATION

1. The allegations contained in Paragraphs 1 through 4 of this Information are hereby realleged and incorporated by reference for the purpose of alleging forfeiture, pursuant to 18 U.S.C. § 982(a)(7).

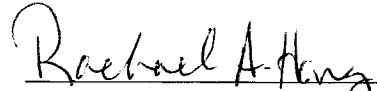
2. Upon conviction of the offense of conspiracy to commit a federal health care fraud offense, contrary to 18 U.S.C. § 1347, in violation of 18 U.S.C. § 1349, as alleged in this Information, the defendant, ALAN AJAMIAN, shall forfeit to the United States, pursuant to 18 U.S.C. § 982(a)(7), all property, real or personal, that constitutes or is derived, directly and indirectly, from gross proceeds traceable to the commission of the offense, including but not limited to \$4,373,496 in United State currency.

Substitute Assets Provision

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

- (a) cannot be located upon the exercise of due diligence;
- (b) has been transferred or sold to, or deposited with, a third person;
- (c) has been placed beyond the jurisdiction of the Court;
- (d) has been substantially diminished in value; or
- (e) has been commingled with other property which cannot be subdivided without difficulty;

the United States shall be entitled to forfeiture of substitute property, pursuant to 21 U.S.C. § 853(p), as incorporated by 18 U.S.C. § 982(b).



RACHAEL A. HONIG
Acting United States Attorney

CASE NUMBER: _____

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INFORMATION FOR

18 U.S.C. § 1349

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