

IN THE DISTRICT COURT FOR THE STATE OF ALASKA
THIRD JUDICIAL DISTRICT AT ANCHORAGE

STATE OF ALASKA,)
)
 Plaintiff,)
)
 vs.)
)
 OCK BIN YU,)
 DOB: 3/15/1951)
 APSIN ID: 6388585)
 DMV NO. 6388585 AK)
 ATN: 107-504-901)
)
 Defendant.)
)
 _____)
 Case No. 3AN-13- CR.

INFORMATION

I certify this document and its attachments do not contain the (1) name of a victim of a sexual offense listed in AS 12.61.140 or (2) residence or business address or telephone number of a victim of or witness to any offense unless it is an address identifying the place of a crime or an address or telephone number in a transcript of a court proceeding and disclosure of the information was ordered by the court.

The following counts charge a crime involving DOMESTIC VIOLENCE as defined in AS 18.66.990:

Count I - AS 47.05.210(a)(1)Fel C
Medical Assistance Fraud
Ock Bin Yu - 001

Count II - AS 47.05.210(a)(5) Mis A
Medical Assistance Fraud
Ock Bin Yu - 002

THE OFFICE OF SPECIAL PROSECUTIONS AND APPEALS CHARGES:

Count I

That on or about October 21, 2012 through February 21, 2013, at or near Anchorage in the Third Judicial District, State of Alaska, OCK BIN YU, knowingly submitted or authorized the submission of a claim to a medical assistance agency for

property, services, or a benefit with reckless disregard that the claimant is not entitled to the property, services, or benefit.

All of which is a class C felony offense being contrary to and in violation of AS 47.05.210(a)(1) and against the peace and dignity of the State of Alaska.

Count II

That on or about October 21, 2012 through February 21, 2013, at or near Anchorage in the Third Judicial District, State of Alaska, OCK BIN YU, knowingly made a false entry or falsely altered a medical assistance record.

All of which is a class A misdemeanor offense being contrary to and in violation of AS 47.05.210(a)(5) and against the peace and dignity of the State of Alaska.

Probable Cause Statement:

The undersigned swears under oath this Information is based upon a review of the Medicaid Fraud Control Unit (MFCU) investigative report submitted to date. In February 2013, MFCU received a fraud referral from Lynne Keilman-Cruz, RN of the Division of Senior and Disability Services (DSDS) with the Department of Health and Social Services (DHSS) into the billing practices of Personal Care Attendant (PCA) Agency Good Faith Services. PCAs are individuals that the Alaska Medicaid Program pays to provide home based healthcare services to Medicaid recipients. The PCA fills out a timesheet for the work done and submits the timesheet to a PCA agency that in turn bills Medicaid for the services. MFCU initiated a fraud investigation based upon the referral from DHSS.

The MFCU investigation identified Ock Bin Yu as an office employee, client manager, and PCA for Good Faith. A review of Yu's files from Good Faith from October 21, 2012 through December 31, 2012 revealed numerous instances of Yu submitting timesheets to Good Faith claiming to be providing PCA services when she was actually working for Good Faith as a client manager and office employee. In total there were 185.5 hours of overlapping time resulting in Yu billing Medicaid for \$4,325.86 for services not provided. The MFCU investigation similarly revealed that

Yu billed Medicaid a total of \$431.42 for overlapping time from January 23, 2013 through February 11, 2013.

On September 12, 2013, MFCU investigators interviewed two of Yu's former Medicaid recipients. Recipient O.L. initially stated that Yu was not her PCA and had never provided her with any PCA services. O.L. specifically stated that Yu had never bathed her or helped her go to the bathroom as indicated on Yu's timesheets. O.L. stated that Yu had occasionally stopped by to help her out, but only stayed a short time and that another PCA actually provided her with care services.

O.L. later changed her story about the services provided by Yu when shown a copy of the timesheets submitted by Yu that also contained O.L.'s signature. She initially claimed that Yu provided these services in addition to her regular PCA services but that Yu never got paid. O.L. again changed her story when informed that Yu did get paid for the services billed by stating that there was a short time in January or February when Yu was her PCA. Timesheets submitted by Yu reveal that she claimed to be O.L.'s PCA from January 13, 2013 through February 2, 2013 and claimed on the timesheets to have provided O.L. with services such as bathing, toilet use, shopping, laundry, housecleaning, and medical appointments all in the same day.

MFCU investigators next interviewed Medicaid recipient K.K. at his residence. K.K. informed investigators that he had known Yu for about one year, but that she was not his PCA. K.K. stated that Yu had never been to his residence and had never bathed him. A review of timesheets submitted by Yu revealed that she claimed to be K.K.'s PCA from February 10, 2013 through February 21, 2013. Yu claimed to provide PCA services such as bathing, toileting, house work, cooking, dressing, meal prep and transferring to medical appointments. In total, Yu billed Medicaid a total of \$553.85 for services she never provided to K.K.

Dated at Anchorage, Alaska, this ____ day of September, 2013.

MICHAEL C. GERAGHTY
ATTORNEY GENERAL

By: _____
A. Andrew Peterson
Assistant Attorney General
Alaska Bar No. 0601002

SUBSCRIBED AND SWORN TO before me this ____ day of
September 2013, at Anchorage, Alaska.

Notary Public in and for Alaska
My Commission Expires: End of Hire