

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

3 STATE OF ALASKA,

4 Plaintiff,

5 vs.

6 MARTHA CARDENAS

7 DOB: 04/26/1965

8 APSIN ID: 6792005

9 DMV NO.: 6792005 AK

ATN: 114356997

10 Defendant.

11 No. 3AN-16- CR. (Martha Cardenas)

12 INFORMATION

13 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)  
14 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  
15 crime or an address or telephone number in a transcript of a court proceeding and disclosure of the information was ordered by the court.

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

17 Count I - AS 47.05.210(a)(1)  
18 Medical Assistance Fraud  
19 Martha Cardenas - 001

20 Count II - AS 47.05.210(a)(1)  
21 Medical Assistance Fraud  
22 Martha Cardenas - 002

23 Count III - AS 47.05.210(a)(5)  
24 Medical Assistance Fraud  
25 Martha Cardenas - 003  
26  
27

1 THE ATTORNEY GENERAL CHARGES:

2 COUNT I

3 That in the Third Judicial District, State of Alaska, on or between December 11,  
4 2011 through January 11, 2012, at or near Anchorage, MARTHA CARDENAS  
5 knowingly submitted or authorized the submission of a claim to a medical assistance  
6 agency for property, services, or a benefit with reckless disregard that the claimant is not  
7 entitled to the property, services, or benefit.

8 All of which is a Felony class C offense being contrary to and in violation of  
9 47.05.210(a)(1) and against the peace and dignity of the State of Alaska.

10 COUNT II

11 That in the Third Judicial District, State of Alaska, on or between October 13,  
12 2015 through October 21, 2015, at or near Anchorage, MARTHA  
13 CARDENAS knowingly submitted or authorized the submission of a claim to a medical  
14 assistance agency for property, services, or a benefit with reckless disregard that the  
15 claimant is not entitled to the property, services, or benefit.

16 All of which is a Felony class C offense being contrary to and in violation of  
17 47.05.210(a)(1) and against the peace and dignity of the State of Alaska.

18 COUNT III:

19 That in the Third Judicial District, State of Alaska, on or between December 11,  
20 2011 through October 21, 2015, at or near Anchorage, MARTHA CARDENAS  
21 knowingly made a false entry or falsely altered a medical assistance record.

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

24 The undersigned swears under oath this Information is based upon a review of  
25 police report 0235902 submitted to date.  
26  
27

1 The Medicaid Fraud Control Unit (MFCU) is conducting a joint State and  
2 Federal investigation into fraudulent Medicaid billing by Personal Care Attendants (PCA)  
3 associated with PCA Agency Good Faith Services, LLC (GFS).

4 PCAs are enrolled in Medicaid as home-based healthcare providers. The Alaska  
5 Medicaid Program pays PCAs to provide services of daily living to Medicaid recipients,  
6 which will allow Medicaid recipients to stay in their home rather than be placed in an  
7 assisted living home type setting. Medicaid recipients are evaluated for medical needs by  
8 an employee of the Department of Health and Social Services (DHSS) and the recipient is  
9 then authorized to hire a PCA to provide home based healthcare services. The PCA fills  
10 out a timesheet for the work done and submits it to a PCA agency that in turn bills  
11 Medicaid. Medicaid pays approximately \$24 an hour to the agency and the agency must  
12 pay the PCA at least half of that amount.

13 Prior to December 23, 2011, Alaska Medicaid would authorize payment for PCA  
14 services while travelling internationally if the travel was pre-approved. On December 23,  
15 2011, the DHSS sent out a notice to all Medicaid providers that federal law prohibits  
16 Medicaid expenditures for services outside of the United States.

17 One type of Medicaid fraud investigated by MFCU is known as “travel billing.”  
18 An offender commits travel billing fraud by submitting timesheets claiming to have  
19 provided PCA services that cannot possibly have been provided because the provider, or  
20 the recipient, or both, are traveling outside the United States at the time of the purported  
21 service.

22 Martha Cardenas is a PCA associated with Good Faith Services. MFCU  
23 investigators identified timesheets in which Ms. Cardenas claimed to have provided PCA  
24 services for two Medicaid recipients during time periods when, according to the United  
25 States Department of Homeland Security (DHS), she was outside the United States.

26 Specifically, DHS indicates that Ms. Cardenas departed the United States for El  
27 Salvador by air from Houston on 12/11/2011 on Continental Airlines flight 1461 and  
returned to United States from El Salvador on 1/11/2012 on Continental Airlines flight

1 1467. Timesheets signed by Cardenas claimed that she provided the recipient five hours  
2 of daily service including bathing, toileting, medications and light housekeeping. The  
3 timesheets contain the signature of Cardenas and a warning that misrepresentation  
4 constitutes fraud. The Medicaid program paid \$3,386.56 based on claims submitted by  
5 GFS related to timesheets signed by Ms. Cardenas regarding work she claimed to have  
6 provided during that time period.

7 Likewise, DHS indicates that Ms. Cardenas was outside the United States during  
8 the period Cárdenas next travelled to by air from Phoenix to Guadalajara, Mexico on  
9 October 13, 2015 on US Air flight 5587 and returned to Los Angeles on October 21,  
10 2015 on American Airlines flight 985. The timesheets were similarly filled out purporting  
11 that Cárdenas was providing Medicaid services to a recipient in Alaska during this time.  
12 Medicaid paid a total of \$1,305.40 for services that were not provided.

13 MFCU estimates the total loss to Medicaid for these two counts of fraud to be  
14 \$4,691.96.

15 **BAIL INFORMATION**

16 The State is not aware of any prior convictions of the Defendant.

17 Dated at Anchorage, Alaska, this \_\_\_\_ day of April, 2016.

18 **CRAIG W. RICHARDS**  
19 **ATTORNEY GENERAL**

20  
21 By: \_\_\_\_\_  
22 A. Andrew Peterson  
23 Assistant Attorney General  
24 Alaska Bar No. 0601002

25 SUBSCRIBED AND SWORN TO before me this \_\_\_\_ day of  
26 April 2016, at Anchorage, Alaska.

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