

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
7 KEVIN YONG KOO SONG

8 DOB: 01/05/1962

9 APSIN ID: 6591987

DMV NO.: 6591987 AK

ATN: 115745184

10 HAE SUK SONG

11 DOB: 04/15/1963

12 APSIN ID: 6400244

DMV NO.: 6400244 AK

13 ATN: 115745193

14 Defendants.

15 No. 3AN-17-_____ CR (Kevin Yong Koo Song)

16 No. 3AN-17-_____ CR (Hae Suk Song)

17 INFORMATION

18 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)
19 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.
20 The following counts charge a crime involving DOMESTIC VIOLENCE as defined in AS 18.66.990:

21 Count I - AS 47.05.210(a)(1)

Medical Assistance Fraud

22 Kevin Yong Koo Song - 001, Hae Suk Song - 001

23 Count II - AS 47.05.210(a)(5)

Medical Assistance Fraud

24 Kevin Yong Koo Song - 002, Hae Suk Song - 002
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1 THE ATTORNEY GENERAL'S OFFICE CHARGES:

2 COUNT I:

3 That in the Third Judicial District, State of Alaska, on or about March 2012-July 2015, at
4 or near Anchorage, KEVIN YONG KOO SONG AND HAE SUK SONG, as principal or
5 accomplice, 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 entitled
7 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.

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12 COUNT II:

13 That in the Third Judicial District, State of Alaska, on or about March 2012 - July 215,
14 at or near Anchorage, KEVIN YONG KOO SONG AND HAE SUK SONG, as principal or
15 accomplice, knowingly made a false entry or falsely altered a medical assistance record.

16 All of which is a Misdemeanor class A offense being contrary to and in violation of
17 47.05.210(a)(5) and against the peace and dignity of the State of Alaska.

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20 The undersigned swears under oath this Information is based upon a review of police
21 report 0633040 submitted to date. Further information:

22 The Medicaid Fraud Control Unit (MFCU) is conducting a joint State and Federal
23 investigation into fraudulent Medicaid billing by Personal Care Attendants (PCAs). PCAs are
24 enrolled in Medicaid as home-based healthcare providers. The Alaska Medicaid Program pays
25 PCAs to provide services of daily living to Medicaid recipients, which will allow Medicaid
26 recipients to stay in their home rather than be placed in an assisted living home type setting.
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1 Medicaid recipients are evaluated for medical needs by an employee of the Department of Health
2 and Social Services. The DHSS evaluator decides on an appropriate number of hours for the
3 recipient to receive home healthcare based on the recipient's needs. The Medicaid recipient is
4 then authorized to hire a PCA through a PCA agency to provide those home based healthcare
5 services. The PCA fills out a timesheet for the work done over the course of specific day or
6 week and both the PCA and the recipient (or guardian) signs the timesheet. The PCA then
7 submits the timesheet to a PCA agency. The PCA agency in turn bills Medicaid. Medicaid pays
8 approximately \$24 an hour to the agency and the agency must pay the PCA at least half of that
9 amount.
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11 One type of Medicaid fraud investigated by MFCU is known as "travel billing." An
12 offender commits travel billing fraud by submitting timesheets claiming to have provided PCA
13 services that cannot possibly have been provided because the provider or the recipient, or both,
14 are traveling outside the United States at the time of the purported service. Prior to December
15 23, 2011, Alaska Medicaid could authorize payment for PCA services while travelling
16 internationally if the travel was pre-approved. On December 23, 2011, the Department of Health
17 sent out a notice to all Medicaid providers that federal law prohibits Medicaid expenditures for
18 services outside the United States. See 7 AAC 125.060(c) and 42 C.F.R. § 431.52(b). Under no
19 circumstances may a recipient travel outside of the United States of America and still receive
20 Medicaid-funded services.
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22 Defendants Kevin Young Koo Song and Hae Suk Song, husband and wife, are both
23 PCAs who have been employed by PCA agencies Good Faith Services, LLC and related
24 companies A Loving Care and Sunshine. Kevin and Hae Song purportedly provided PCA
25 services to a number of individuals. MFCU began investigating this case from a tip that Kevin
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1 and Hae Song were fraudulently billing for services purportedly rendered to one client, including
2 that that one client did not actually need PCA services and that the Songs were not providing
3 services, and that Medicaid was paying the Songs for services not provided and fraudulently
4 billed.

5 As part of the investigation, MFCU Investigator Lance Anderson requested Immigration
6 and Customs Enforcement records for international travel for Kevin and Hae Song. MFCU
7 investigators discovered the following international trips taken by Kevin Song: From 3/10/12 to
8 3/14/12 to Mazatlán, Mexico; from 3/5/13 to 3/12/13 to Los Cabos, Mexico; from 4/6/13 to
9 4/21/13 to Incheon, South Korea; from 9/8/13 to 9/17/13 to Lima, Peru; from 11/5/14 to 11/9/14
10 to Juarez, Mexico; and from 6/28/15 to 7/4/15 to Incheon, South Korea. MFCU investigators
11 discovered the following international trips taken by Hae Song: From 3/5/13 to 3/12/13 to Los
12 Cabos, Mexico.

13 Kevin Song continued billing Medicaid for services that he could not have provided
14 during each of the above trips. He fraudulently billed, and was paid, a total of approximately
15 \$7,400.76 in PCA services during the above time periods. Hae Song continued billing Medicaid
16 for services that she could not have provided during the above trip. She fraudulently billed, and
17 was paid, a total of approximately \$1,107.70 in PCA services during the above time periods.

18 Investigator Anderson interviewed Kevin and Hae Song separately with the assistance of
19 an interpreter. Kevin Song confirmed that he was traveling outside of the country on at least
20 some of the above dates. Kevin Song stated first that his wife took care of the recipients when he
21 was traveling, then stated that his sister-in-law did the caretaking, and then stated that an
22 unknown person did the caretaking. Kevin Song stated that he received the money for the
23 fraudulent travel billing. Hae Song stated that she was traveling with Kevin but that someone at
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1 the company told her it was ok to bill Medicaid for that time anyway. Both Kevin and Hae Song
2 acknowledged that there was a legal notice on the bottom of their time sheets which stated that
3 “misrepresentation constitutes fraud,” but both stated they did not read or pay attention to that
4 notice.

5 Kevin and Hae Song, both individually and as principal and accomplice, violated AS
6 § 47.05.210(a)(1) by knowingly submitting or authorizing the submission of a claim to a medical
7 assistance agency for property, service, or a benefit with reckless disregard that they were not
8 entitled to the property, service, or benefit, and pursuant to AS § 47.05.230, the value of the
9 fraud was between \$500-\$25,000. Kevin and Hae Song also violated AS § 47.05.210(a)(5) by
10 knowingly making a false entry in a medical assistance record.
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12 **BAIL INFORMATION**

13 The State requests a summons issue for the defendants with appropriate conditions of
14 release set at arraignment.
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17 Dated at Anchorage, Alaska, this ____ day of January, 2017.

18
19 **JAHNA LINDEMUTH**
ATTORNEY GENERAL

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21 By: _____
22 Eric Senta
23 Assistant Attorney General
24 Alaska Bar No. 1011091
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