



# State of New Jersey

**PHILIP D. MURPHY**  
*Governor*

**SHEILA Y. OLIVER**  
*Lt. Governor*

OFFICE OF THE STATE COMPTROLLER  
MEDICAID FRAUD DIVISION  
P.O. BOX 025  
TRENTON, NJ 08625-0025  
(609) 826-4700

**KEVIN D. WALSH**  
*Acting State Comptroller*

**JOSH LICHTBLAU**  
*Director*

September 23, 2022

Atmiya Adult Day Care  
109 Midland Avenue  
Elmwood Park, NJ 07407

Sent via certified electronic mail to [REDACTED].

***Re: Notice of Overpayment***

***Case Number:*** [REDACTED]

Dear Provider:

This letter is in response to your correspondence dated August 17, 2022, regarding the Notice of Overpayment dated August 3, 2022 that the Office of the State Comptroller, Medicaid Fraud Division (MFD) sent to Atmiya Adult Day Care (Atmiya), Medicaid Provider ID [REDACTED]. As explained in its August 3<sup>rd</sup> letter, MFD identified three categories of claims in which Atmiya improperly submitted 1,080 claims for which it received Medicaid overpayments totaling \$83,487.80 that it must repay to the Medicaid program. In its August 17<sup>th</sup> response, Atmiya provided additional information, which is outlined below.

1. While the recipients were admitted to an inpatient facility, such as a hospital or skilled nursing/long term care center– 48 claims, with overpayments of \$3,768.90 (in violation of N.J.A.C. 10:164-1.5). Atmiya did not mention these claims in its correspondence. Accordingly, MFD has no basis to alter its prior finding that Atmiya must repay the Medicaid program for the payments it received for these claims.
2. In excess of five (5) days per week– 876 claims with overpayments of \$66,427.60 (in violation of N.J.A.C. 10:164-1.4(a)). Atmiya provided documentation showing that it already refunded Horizon and WellCare for 291 of the 876 claims, amounting to \$23,120. MFD confirmed with Horizon and WellCare that they recovered overpayments for the 291 claims in question. **Accordingly, MFD has adjusted its prior findings and Atmiya must**

**repay the Medicaid program for 585 claims with an overpayment amount of \$43,307.60.**

3. While the recipients were receiving services from another adult medical day care provider—156 claims, with overpayments of \$13,291.30 (in violation of N.J.A.C. 10:49-9.8). Atmiya did not mention these claims in its correspondence. Accordingly, MFD has no basis to alter its prior finding that Atmiya must repay the Medicaid program for the payments it received for these claims.

**In sum, given Atmiya’s August 17<sup>th</sup> response, MFD finds that Atmiya must pay the adjusted overpayment amount of \$60,367.80.** Please mail a Certified Check in the amount noted above made payable to “Treasurer, State of New Jersey” to the address below within ten (10) business days from the date of this letter. Please insert on the memo line of the check “**[REDACTED]**”.

Treasurer, State of New Jersey  
Division of Revenue  
200 Woolverton Street, Building 20  
Lockbox 656  
Trenton, New Jersey 08646  
Attn: Processing Bureau

Please also forward a copy of the Certified Check and the transmittal letter to my attention at Office of the State Comptroller, Medicaid Fraud Division, P.O. Box 025, Trenton, New Jersey, 08625-0025 or via email to **[REDACTED]**. Please include the case number, “**[REDACTED]**”, in the subject line of any e-mail correspondence.

If a check is not received within ten (10) business days from the date of this letter, MFD will take further appropriate action, including but not limited to: issuing a Notice of Claim, Certificate of Debt, and Notice of Withholding, which would withhold a portion of your future claims payments, and/or any other remedy available to MFD by law.

This Notice of Overpayment documents and seeks a recovery relating to the improper billing of claims by the provider (entity). Please be advised that this Notice is a public document and, as such, may be placed on the OSC/MFD website.

Sincerely,

KEVIN D. WALSH  
ACTING STATE COMPTROLLER

By: \_\_\_\_\_

Medicaid Fraud Division

Copy: \_\_\_\_\_

**MFD Update – October 18, 2022**

On October 18, 2022, MFD received a Certified Check, dated September 23, 2022, from Atmiya Adult Day Care for the full amount due, \$60,367.80.