



State of New Jersey

DEPARTMENT OF HUMAN SERVICES

DIVISION OF MEDICAL ASSISTANCE AND HEALTH SERVICES

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TRENTON, NJ 08625-0712

PHILIP D. MURPHY  
Governor

SHEILA Y. OLIVER  
Lt. Governor

CAROLE JOHNSON  
Commissioner

CAROL GRANT  
Acting Director

STATE OF NEW JERSEY  
DEPARTMENT OF HUMAN SERVICES  
DIVISION OF MEDICAL ASSISTANCE  
AND HEALTH SERVICES

EAST ORANGE PHARMACY,	:	
	:	<b>ADMINISTRATIVE ACTION</b>
PETITIONERS,	:	
	:	<b>FINAL AGENCY DECISION</b>
v.	:	
	:	<b>OAL DKT. NO. HMA 03487-2019</b>
DIVISION OF MEDICAL ASSISTANCE	:	
	:	
AND HEALTH SERVICES AND	:	
	:	
MEDICAID FRAUD DIVISION	:	
	:	
RESPONDENTS.	:	

As Director of the Division of Medical Assistance and Health Services (DMAHS), I have reviewed the record in this case, including the OAL case file, the Settlement Agreement and the Initial Decision in this matter. No exceptions were filed. Procedurally, the time period for the Agency Head to file a Final Decision is July 29, 2019 in accordance with N.J.S.A. 52:14B-10 which requires an Agency Head to adopt, reject, or modify the Initial Decision within 45 days of receipt. The Initial Decision was received on June 12, 2019.

This matter concerns an investigation conducted by the Office of the State Comptroller; Medicaid Fraud Division (MFD) of Petitioner's billing practices. As a result of

the investigation, MFD issued a Notice of Claim, Notice of Withhold and a Certificate of Debt.. Additionally, money has been withheld pursuant to the Notice of Withhold. By way of settlement the parties agreed to resolve the matter as set forth in the agreement.

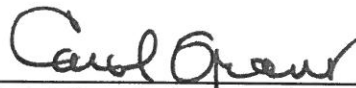
The ALJ approved the Settlement Agreement because it was consistent with the law, fully disposed of all issues in controversy and was voluntarily entered into by both parties, in accordance with N.J.A.C. 1:1-19.1.

Based upon my review of the record, I agree with the ALJ's conclusions and ADOPT the Settlement Agreement as based upon substantial credible evidence and consistent with applicable law.

THEREFORE, it is on this 18<sup>th</sup> day of JULY 2019,

ORDERED:

That the Initial Decision approving the Settlement Agreement is hereby ADOPTED.



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Carol Grant, Acting Director  
Division of Medical Assistance  
and Health Services