

## State of New Jersey Department of Human Services Division of Medical Assistance and Health Services P.O. BOX 712 TRENTON NJ 08625-0712

PHILIP D. MURPHY Governor

> Sheila Y. Oliver Lt. Governor

Carole Johnson Commissioner

Meghan Davey Director

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

| MY FRIEND'S PHARMAC  | CY& : |                             |
|----------------------|-------|-----------------------------|
| NIMESH PATEL,        | :     |                             |
| PETITIONE            | RS, : | ADMINISTRATIVE ACTION       |
| ν.                   |       | FINAL AGENCY DECISION       |
| MEDICAID FRAUD DIVIS | ION,  | OAL DKT. NO. HMA 14561-2018 |
| RESPONDE             | NT.   |                             |

As Director of the Division of Medical Assistance and Health Services, I have reviewed the record in this case, including the OAL case file and the Initial Decision approving the Settlement Agreement reached by the parties. Procedurally, the time period for the Agency Head to file a Final Decision is March 1, 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 January 15, 2019.

This matter concerns a pharmacy inventory analysis that resulted in the filing of a Notice of Claim, Notice of Withhold and Certificate of Debt. The Settlement Agreement resolves the dispute as evidenced by the signatures of both parties. In the Initial Decision dated December 12, 2018, 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. 1:11-19.1.

Based on my review of the record, I concur with the ALJ's findings and hereby ADOPT the Settlement Agreement.

THEREFORE, it is on this TO day of FEBRUARY 2019,

ORDERED:

That the Initial Decision affirming the Settlement Agreement in this matter is hereby ADOPTED.

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Meghan Davey, Director **Division of Medical Assistance** and Health Services