

## State of New Jersey Department of Human Services Division of Medical Assistance and Health Services

PHILIP D. MURPHY Governor P.O. BOX 712 TRENTON, NJ 08625-0712

SARAH ADELMAN Acting Commissioner

SHEILA Y. OLIVER Lt. Governor

JENNIFER LANGER JACOBS
Assistant Commissioner

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

OLSHINS PHARMACY,

PETITIONER.

**ADMINISTRATIVE ACTION** 

V.

**FINAL AGENCY DECISION** 

MFD.

OAL DKT. NO. HMA 5851-2020

RESPONDENT.

As Assistant Commissioner of the Division of Medical Assistance and Health Services, I have reviewed the record in this case consisting of the Initial Decision, the Settlement Agreement and the contents of the OAL case file. No exceptions to the Initial Decision were filed in this matter. Procedurally, the time period for the Agency Head to file a Final Decision is January 25, 2021 in accordance with an Order of Extension.

This matter arises from Notice of Claim and Withholding filed against Olshins

Pharmacy after a pharmacy inventory analysis conducted by the Office of the State

Comptroller, Medicaid Fraud Division. (MFD) identified \$23,383.43 in claims submitted

from December 1, 2011 through December 1, 2016 that could not be supported by

pharmaceutical wholesale invoices. Petitioner appealed the denial and the matter was

transmitted to OAL.

During the hearing process, the parties agreed to a settlement and entered into a

written agreement resolving the contested matter.

In the Initial Decision, 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.

24th

THEREFORE, it is on this day of JANUARY 2021,

ORDERED:

That the Initial Decision is hereby ADOPTED.

Jennifer Langer Jacobs, Assistant Commissioner

Division of Medical Assistance

and Health Services