



The Advocacy Institute Is Pleased to Announce

PROGRAM ANNOUNCEMENT

HEALTHCARE FRAUD: BEYOND BILLING FOR SERVICES NOT RENDERED

June 8, 2012

9:30 a.m. to 12:00 p.m.

NJ Forensic Science & Technology Center

1200 Negron Drive

Hamilton, New Jersey

Program Summary

This presentation will include a discussion of the current proliferation of kickbacks for patient referrals, particularly in the PIP arena, and the use of the Commercial Bribery and Criminal Use of Runners statutes to address it. The legal reasoning in *Allstate Insurance Company v. Orthopedic Evaluations, Inc.*, 300 N.J. Super. 510 (App. Div.), *aff'd after remand*, 304 N.J. Super. 278 (App. Div. 1997); *MDA v. Open MRI of Fairview*, 352 N.J. Super. 216 (Law Div. 2002); and *Allstate v. Greenberg*, 376 N.J. Super. 623 (Law Div. 2004) will be reviewed. The potential application of *OEI* to the crimes of insurance fraud and health care claims fraud will be discussed.

Who Should Attend?

While this program is intended for those attorneys handling matters involving healthcare fraud issues, others may find the issues discussed of interest.

Who Is the Faculty?

AAG John Kennedy serves as Deputy Insurance Fraud Prosecutor, in New Jersey's Office of the Insurance Fraud Prosecutor (OIFP). As such, he is a senior advisor to the Insurance Fraud Prosecutor on both policy and case-related issues. Mr. Kennedy has over 20 years experience as a prosecutor, most of it spent combating white collar crime. He has overseen OIFP's fraud investigations and criminal prosecutions for 10 years. He has a particular interest in cases involving licensed medical providers. Before joining OIFP, Mr. Kennedy served in the Division of Criminal Justice's Environmental Crimes Bureau and Appellate Bureau. He joined Division of Criminal Justice in 1987, following a judicial clerkship. Mr. Kennedy is a graduate of New York University School of Law and St. Peter's College.

CLE Credit

NJ CLE Credit: This program had been approved by the Board on Continuing Legal Education of the Supreme Court of New Jersey for 2.5 hours of total CLE credit. Of these, 0.0 qualify as hours of credit for ethics/professionalism, and 2.5 qualify as hours of credit toward certification in criminal trial law.

NY CLE Credit: 2.5 substantive credits (pursuant to the approved jurisdiction policy).

PA CLE Credit: 2.0 substantive credits (\$3.00 mandatory registration fee required).

How Do I Register?

State Employees

Most State employees are able to register for this course by going to <http://reg.dcj.lps.state.nj.us/login.aspx?portalid=2> and creating an AGAI Course Registration account. To do so, your computer **must** be attached to the government's Garden State Network. Upon opening the AGAI Course Registration System home page, you will see the Create Account link in the Login Box. Click on it and create your account, which will include you selecting a user name and password. Once you create your account, you can access the AGAI Course Registration System at <http://reg.dcj.lps.state.nj.us/login.aspx?portalid=2> to register for future courses or to manage your account. Please retain your user name and password for your records.

Non-State Employees or State Employees not Connected to the Garden State Network

If you are not a State employee, or are otherwise unable to access the AGAI Course Registration System through the Garden State Network, kindly email the Advocacy Institute at: AdvocacyInstitute@lps.state.nj.us for an authorization code to allow you access to the AGAI Course Registration System through the My New Jersey portal. **Setting up your account through the portal is a two-step process, the details of which are set forth in the next two paragraphs.**

Once you receive the portal authorization code you will be prompted to go to the My New Jersey portal at <http://www.state.nj.us/> and create a portal account. This is Step 1 of the process, which you need only do once.

Upon setting up your portal account, you need to set up your AGAI Course Registration System account. This is Step 2. To do so, log on to the My New Jersey Portal <http://www.state.nj.us/>. Upon opening the AGAI Course Registration System home page, you will see the Create Account link in the Login Box. Click on it and create your account, which will include you selecting a new user name and password. Once you create your account, you can access the AGAI Course Registration System at <http://reg.dcj.lps.state.nj.us/login.aspx?portalid=2> to register for future courses or to manage your account. Please retain your user name and password for your records.