

FILED

JUN 20 2011

SUPERIOR COURT
CLERK'S OFFICE

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION- CRIMINAL

State Grand Jury

Number SGJ606-11-2

Superior Court

Docket Number 11-06-00067-8

STATE OF NEW JERSEY)

v.)

AJIT JAYARAM)

and)

SHEEMA MICKENS)

INDICTMENT

The Grand Jurors of and for the State of New Jersey,
upon their oaths, present that:

COUNT ONE

(Conspiracy - Second Degree)

AJIT JAYARAM

and

SHEEMA MICKENS

and other individuals whose identities are known and unknown to the Grand Jurors, who are co-conspirators but not named as defendants herein, between on or about March 1, 2010, and on or about November 1, 2010, at the City of Jersey City, in the County of Hudson, elsewhere, and within the jurisdiction of this Court, with the purpose of promoting or facilitating the commission of the crimes of Health Care Claims Fraud, Medicaid Fraud and

Distribution a Controlled Dangerous Substance, did agree with one another and with an individual, whose identity is known to the Grand Jurors, who at all times relevant to this indictment was an agent and acting for law enforcement, that:

A. one or more of them knowingly would engage in conduct which would constitute the aforesaid crimes, or

B. one or more of them knowingly would aid in the planning, solicitation or commission of said crimes, that is:

1. Knowingly did make, or cause to be made, false, fictitious, fraudulent, or misleading statements of material fact in, or did omit or cause to be omitted material facts from, any record, bill, claim or other document, in writing, electronically or in any other form, and did attempt to submit, submit, cause to be submitted, or attempt to cause to be submitted same for payment or reimbursement for health care services, contrary to the provisions of N.J.S.A. 2C:21-4.3 and

2. Willfully did receive medical assistance payments to which he or she was not entitled or in a greater amount than that to which he or she was entitled, contrary to the provisions of N.J.S.A. 30:4D-17a; and

3. Knowingly did solicit, offer or receive any kickback, rebate or bribe in connection with the furnishing of items or services for which payment was made or may have been made under the New Jersey Assistance and Health Services Acts, N.J.S.A.

30:4D-1 et seq.; and

4. Knowingly or purposely did distribute a controlled dangerous substance, that is, Oxycodone, a Schedule II narcotic drug, in the aggregate quantity of one ounce or more including any adulterants or dilutants, contrary to the provisions of N.J.S.A. 2C:35-5a(1), N.J.S.A. 2C:35-5b(4) and N.J.S.A. 2C:35-5c,

The Grand Jurors aforesaid, upon their oaths, do further present that in pursuance of the said conspiracy, the following overt acts, among others, were committed:

OVERT ACTS

1. Between on or about March 1, 2010 and on or about November 1, 2010, a confidential witness met with AJIT JAYARAM several times in his office. During the visits, AJIT JAYARAM did not obtain a patient history and did not perform an examination. AJIT JAYARAM wrote the cooperating witness prescriptions for narcotic drugs.

2. Between on or about March 1, 2010 and on or about November 1, 2010, AJIT JAYARAM was paid United States currency by a cooperating witness in exchange for prescriptions.

3. Between on or about March 1, 2010 and on or about, November 1, 2010, AJIT JAYARAM billed Medicaid for medical examinations, procedures or tests that were never performed on a cooperating witness or were medically unnecessary.

All in violation of N.J.S.A. 2C:5-2, and against the peace

of this State, the government and dignity of the same.

COUNT TWO

(Health Care Claims Fraud - Second Degree)

AJIT JAYARAM

between on or about March 1, 2010, and on or about November 1, 2010, at the city of Jersey City, in the County of Hudson, elsewhere, and within the jurisdiction of this Court, did knowingly make, or cause to be made, false, fictitious, fraudulent, or misleading statements of material fact in, or omit or cause to be omitted material facts from, any record, bill, claim or other document, in writing, electronically or in any other form, and did attempt to submit, submit, cause to be submitted, or attempt to cause to be submitted same for payment or reimbursement for health care services; that is, the said AJIT JAYARAM, who is a practitioner, in the course of providing professional services, did knowingly attempt to submit, submit, or cause to be submitted, or attempt to cause to be submitted to Medicaid claims for medical examinations, procedures or tests, when in fact the medical examinations, procedures or tests had not been provided or were medically unnecessary, contrary to the provisions of N.J.S.A. 2C:21-4.2 and N.J.S.A. 2C:21-4.3a, N.J.S.A. 2C:2-6 and against the peace of this State, the government and dignity of the same.

COUNT THREE

(Health Care Claims Fraud - Second Degree)

SHEEMA MICKENS

between on or about March 1, 2010, and on or about November 1, 2010, at the City of Jersey City, in the County of Hudson, elsewhere, and within the jurisdiction of this Court, did knowingly make, or cause to be made, false, fictitious, fraudulent, or misleading statements of material fact in, or omit or cause to be omitted material facts from, five or more records, bills, claims or other documents, in writing, electronically or in any other form, and did attempt to submit, submit, cause to be submitted, or attempt to cause to be submitted same for payment or reimbursement for health care services, and the aggregate pecuniary benefit obtained or sought to be obtained was valued at at least one thousand dollars, that is, the said SHEEMA MEEKINS, did knowingly attempt to submit, submit, or cause to be submitted, or attempt to cause to be submitted to Medicaid claims for medical examinations, procedures or tests when in fact the medical examinations, procedures or tests had not been provided or were medically unnecessary, contrary to the provisions of N.J.S.A. 2C:21-4.2 and N.J.S.A. 2C:21-4.3c, N.J.S.A. 2C:2-6 and against the peace of this State, the government and dignity of the same.

COUNT FOUR

(Medicaid Fraud - Third Degree)

AJIT JAYARAM

and

SHEEMA MICKENS

between on or about March 1, 2010, and on or about November 1, 2010, at the City of Jersey City, in the County of Hudson, elsewhere, and within the jurisdiction of this Court, willfully received medical assistance payments to which he or she was not entitled or in a greater amount than that to which he or she was entitled, that is the said AJIT JAYARAM, SHEEMA MICKENS, and others whose identities are known and unknown to the Grand Jurors, did willfully receive payments from Medicaid for claims for medical examinations, procedures or tests when in fact the medical examinations, procedures or tests had not been provided or were medically unnecessary, contrary to the provisions of N.J.S.A. 30:4D-17a; N.J.S.A. 2C:2-6 and against the peace of this State, the government and dignity of the same.

COUNT FIVE

(Medicaid Fraud - Third Degree)

AJIT JAYARAM

and

SHEEMA MICKINS

between on or about March 1, 2010, and on or about November 1, 2010, at the City of Jersey City, in the County of Hudson, elsewhere, and within the jurisdiction of this Court, did knowingly solicit, offer or receive any kickback, rebate or bribe in connection with the furnishing of items or services for which payment was made or may have been made under the New Jersey Medical Assistance and Health Services Act, N.J.S.A. 30:4D-1 et seq.; that is, the said AJIT JAYARAM and SHEEMA MICKENS did solicit, offer or receive payments in connection with the furnishing of medical examinations, procedures or tests to Medicaid beneficiaries or prescriptions dispensed to Medicaid beneficiaries, contrary to the provisions of N.J.S.A. 30:4D-17c, N.J.S.A. 2C:2-6 and against the peace of this State, the government and dignity of the same.

COUNT SIX

(Distribution of a Controlled Dangerous
Substance - Second Degree)

AJIT JAYARAM

between on or about March 1, 2010, and on or about November 1, 2010, at the City of Jersey City, in the County of Hudson, elsewhere, and within the jurisdiction of this Court, knowingly or purposely did distribute a controlled dangerous substance, that is, Oxycodone, a Schedule II narcotic drug, in the aggregate quantity of one ounce or more including any adulterants or dilutants, contrary to the provisions of N.J.S.A. 2C:35-5a(1), N.J.S.A. 2C:35-5b(4), N.J.S.A. 2C:35-5c, N.J.S.A. 2C:2-6, and against the peace of this State, the government and dignity of the same.

COUNT SEVEN

(Distribution of a Controlled Dangerous Substance
Within 500 Feet of Certain Public Property - Second Degree)

AJIT JAYARAM

between on or about March 1, 2010, and on or about November 1, 2010, at the City of Jersey City, in the County of Hudson, elsewhere, and within the jurisdiction of this Court, knowingly or purposely did distribute a controlled dangerous substance, that is, Oxycodone, a Schedule II narcotic drug, contrary to the provisions of N.J.S.A. 2C:35-5(a) while within 500 feet of real property comprising a public housing facility, public park, or a public building, that is, the Glenn Cunningham Public Library, contrary to the provisions of N.J.S.A. 2C:35-7.1, N.J.S.A. 2C:2-6, and against the peace of this State, the government and dignity of the same.

COUNT EIGHT

(Distribution of a Controlled Dangerous Substance Near or
on School Property - Third Degree)

AJIT JAYARAM

between on or about March 1, 2010, and on or about November 1, 2010, at the city of Jersey City, in the County of Hudson, elsewhere, and within the jurisdiction of this Court, knowingly or purposely did distribute a controlled dangerous substance, that is, Oxycodone, a Schedule II narcotic drug, contrary to the provisions of N.J.S.A. 2C:35-5a, while within 1000 feet of Public School 29, which is owned or leased to the City of Jersey City Board of Education and used for school purposes, contrary to the provisions of N.J.S.A. 2C:35-7, N.J.S.A. 2C:2-6, and against the peace of this State, the government and dignity of the same.

COUNT NINE

(Conspiracy to Commit Murder - First Degree)

AJIT JAYARAM

between on or about August 28, 2010, and on or about October 12, 2010, at the City of Jersey City, in the County of Hudson, elsewhere, and within the jurisdiction of this Court, with the purpose of promoting or facilitating the crime of murder, did agree with an individual whose identity is known to the Grand Jurors, who at all times relevant to this indictment was an agent and acting for law enforcement, that:

A. one or both of them would engage in conduct which would constitute the aforesaid crime, or an attempt or solicitation to commit such crime, and

B. one or both of them would aid in the planning, solicitation or commission of the said crime, that is:

1. Purposely or knowingly causing the death or serious bodily injury resulting in the death of Mukhtar Ahmed or Radha Ramaswamy contrary to the provisions of N.J.S.A. 2C:11-3a(1) or (2).

All in violation of N.J.S.A. 2C:5-2, and against the peace of this State, the government and dignity of the same.

COUNT TEN

(Attempted Murder - First Degree)

AJIT JAYARAM

between on or about August 28, 2010, and on or about October 12, 2010, at the City of Jersey City, in the County of Hudson, elsewhere, and within the jurisdiction of this Court, did attempt to purposely or knowingly cause the death or serious bodily injury resulting in the death of Radha Ramaswamy, contrary to the provisions of N.J.S.A. 2C:5-1, N.J.S.A. 2C:11-3a(1) or (2), N.J.S.A. 2C:2-6, and against the peace of this State, the government and dignity of the same.

COUNT ELEVEN

(Attempted Murder - First Degree)

AJIT JAYARAM

between on or about August 28, 2010, and on or about October 12, 2010, at the City of Jersey City, in the County of Hudson, elsewhere, and within the jurisdiction of this Court, did attempt to purposely or knowingly cause the death or serious bodily injury resulting in the death of Mukhtar Ahmed, contrary to the provisions of N.J.S.A. 2C:5-1, N.J.S.A. 2C:11-3a(1) or (2), N.J.S.A. 2C:2-6, and against the peace of this State, the government and dignity of the same.

COUNT TWELVE

(Terroristic Threats - Third Degree)

AJIT JAYARAM

between on or about March 1, 2010, and on or about October 12, 2010, at the City of Jersey City, in the County of Hudson, at the City of Hackensack, in the County of Bergen, elsewhere, and within the jurisdiction of this Court, did threaten to kill Radha Ramaswamy with the purpose to put the said Radha Ramaswamy in imminent fear of death under circumstances reasonably causing the said Radha Ramaswamy to believe the immediacy of the threat and the likelihood that it would be carried out, contrary to the provisions of N.J.S.A. 2C:12-3b, and against the peace of this State, the government and dignity of the same.

COUNT THIRTEEN

(Attempted Murder - First Degree)

AJIT JAYARAM

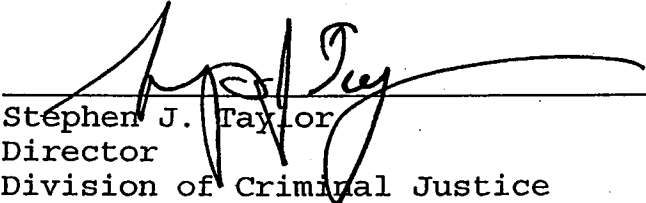
between on or about March 1, 2011, and on or about April 13, 2011, at the City of Jersey City, in the County of Hudson, elsewhere, and within the jurisdiction of this Court, did attempt to purposely or knowingly cause the death or serious bodily injury resulting in the death of Sarasavani Jayaram, contrary to the provisions of N.J.S.A. 2C:5-1, N.J.S.A. 2C:11-3a(1) or (2), and N.J.S.A. 2C:2-6, and against the peace of this State, the government and dignity of the same.

COUNT FOURTEEN

(Witness Tampering - Third Degree)

AJIT JAYARAM

on or about April 18, 2011, at the City of Jersey City, in the County of Hudson, elsewhere, and within the jurisdiction of this Court, believing that an official proceeding or investigation was pending or about to be instituted, knowingly engaged in conduct which a reasonable person would believe would cause a witness or informant to testify or inform falsely, or to withhold testimony, information, documents or things, contrary to the provisions of N.J.S.A. 2C:28-5a, and against the peace of this State, the government and dignity of the same.



Stephen J. Taylor
Director
Division of Criminal Justice

A TRUE BILL:



Foreperson

Dated: 6/28/11

FILED

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CLERK'S OFFICE**

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION - CRIMINAL

State Grand Jury
Number SGJ606-11-2
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Docket Number 11-06-00067-3

STATE OF NEW JERSEY)

v.)

ORDER OF VENUE

AJIT JAYARAM)

and)

SHEEMA MICKENS)

An Indictment having been returned to this Court by the State Grand Jury in the above captioned matter,

IT IS ORDERED on this 20th day of June, 2011, pursuant to paragraph 8 of the State Grand Jury Act, that the County of Hudson be and hereby is designated as the County of venue for the purpose of trial.

IT IS FURTHER ORDERED that the Clerk of the Superior Court shall transmit forthwith the Indictment in this matter and a certified copy of this Order to the Criminal Division Manager of the County of Hudson for filing.

Linda R. Feinberg, A.J.S.C.