

FILED

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CLERK U.S. DISTRICT COURT  
CENTRAL DIST. OF CALIF.  
LOS ANGELES

BY: \_\_\_\_\_

UNITED STATES DISTRICT COURT  
FOR THE CENTRAL DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

HELSA CASILLAS,

Defendant.

CR No. 14-0428

I N F O R M A T I O N

[18 U.S.C. § 1347: Health Care  
Fraud]

The United States Attorney charges:

[18 U.S.C. § 1347]

A. INTRODUCTORY ALLEGATIONS

At all times relevant to this Information:

Defendant and Others

1. Defendant HELSA CASILLAS ("defendant CASILLAS") was hired as a substance abuse recovery counselor by Atlantic Recovery Services, later called Atlantic Health Services ("ARS"), in or about March 2004. In or about June 2008, defendant CASILLAS became a manager for ARS. As a manager, defendant CASILLAS supervised ARS substance abuse recovery counselors at four sites in Los Angeles County, within the Central District of California, Soledad Enrichment

REV

1 Action ("SEA") North Hills, SEA Hollywood, SEA Pacoima, and SEA  
2 Highland Park.

3 2. ARS was a private provider of alcohol and drug abuse  
4 treatment services, with its business office in Long Beach,  
5 California, within the Central District of California. ARS was  
6 certified to provide services under the Drug Medi-Cal program,  
7 described below. ARS operated alcohol and drug treatment programs at  
8 various high schools and middle schools in Los Angeles County,  
9 California, within the Central District of California.

10 The Drug Medi-Cal Program

11 3. The Medi-Cal program ("Medi-Cal") was a health care benefit  
12 program, affecting commerce, that provided reimbursement for  
13 medically necessary health care services to indigent persons in  
14 California. Funding for Medi-Cal was shared between the federal  
15 government and the State of California. Medi-Cal was administered by  
16 the California Department of Health Care Services ("DHCS").

17 4. The Drug Medi-Cal program was a program within Medi-Cal  
18 that paid for medically necessary alcohol and drug treatment to  
19 California's Medi-Cal eligible population. DHCS administered the  
20 Drug Medi-Cal program by providing funds to the California Department  
21 of Alcohol and Drug Programs ("ADP"), which in turn utilized county  
22 alcohol and drug programs ("County ADPs"), including the Los Angeles  
23 County Department of Public Health, Substance Abuse Prevention and  
24 Control, to provide the eligible drug treatment services. The County  
25 ADPs entered into contracts with private service providers (like ARS)  
26 to provide treatment, recovery, and prevention services for eligible  
27 patients.

28

1           5.    Medi-Cal covered outpatient substance abuse services only  
2 when such services were medically necessary, prescribed by a  
3 physician, and provided in accordance with utilization controls and  
4 regulatory requirements set forth in Title 22 of the California Code  
5 of Regulations ("CCR").

6           6.    Among other things, the CCR required that the provider: (a)  
7 develop and use criteria and procedures for the admission of  
8 beneficiaries to treatment; (b) complete a personal, medical, and  
9 substance abuse history for each beneficiary upon admission to  
10 treatment; and (c) complete an assessment of the physical condition  
11 of the beneficiary within thirty (30) calendar days of the admission  
12 to treatment.

13           7.    Drug Medi-Cal providers were also required to have a  
14 treatment plan for each beneficiary that was (a) completed and signed  
15 by the primary counselor assigned to the beneficiary within 30 days  
16 of the beneficiary's admission to treatment, and (b) reviewed,  
17 approved, and signed by a physician within 15 days of the counselor's  
18 signature. Counselors were required to review and sign updated  
19 treatment plans at least every 90 days thereafter, and those updated  
20 treatment plans had to be signed by a physician or psychologist  
21 within 15 days of signature by the counselor.

22           8.    To qualify for Drug Medi-Cal reimbursement, outpatient  
23 group counseling had to be conducted in groups with no fewer than  
24 four and no more than ten patients (only one of whom had to be a  
25 Medi-Cal beneficiary). "Group counseling" meant face-to-face  
26 contacts in which one or more therapists or counselors treat two or  
27 more patients at the same time, focusing on the needs of the  
28 individuals served.

1           9. To receive payment for substance abuse treatment services  
2 provided, Drug Medi-Cal providers submitted claims to the County ADP  
3 reporting, among other things, the dates, units, and types of  
4 services (e.g., group or individual counseling) provided to each  
5 Medi-Cal beneficiary. To constitute one unit of group or individual  
6 counseling, the counseling session had to last 90 minutes (1.5  
7 hours).

8           10. To support its claims for payment, each Drug Medi-Cal  
9 provider was required to establish and maintain for at least three  
10 years an individual patient record for each beneficiary containing  
11 the following documentation: evidence that the beneficiary met the  
12 admission criteria for Drug Medi-Cal services; treatment plans;  
13 progress notes; evidence that the beneficiary received counseling;  
14 justification for continuing services; discharge summary; evidence of  
15 compliance with requirements for the specific treatment service; and  
16 records substantiating the services for which claims for payment were  
17 submitted.

18 B. THE SCHEME TO DEFRAUD

19           11. From in or about June 2008, and continuing through  
20 approximately mid-April 2013, in Los Angeles County, within the  
21 Central District of California, and elsewhere, defendant CASILLAS,  
22 together with others known and unknown to the United States Attorney,  
23 knowingly, willfully, and with intent to defraud, executed and  
24 attempted to execute a scheme and artifice: (a) to defraud a health  
25 care benefit program, namely Medi-Cal, as to material matters in  
26 connection with the delivery of and payment for health care benefits,  
27 items, and services; and (b) to obtain money from Medi-Cal by means  
28 of material false and fraudulent pretenses and representations and

1 the concealment of material facts in connection with the delivery of  
2 and payment for health care benefits, items, and services.

3 C. THE MANNER AND MEANS OF THE SCHEME

4 12. The fraudulent scheme operated, in substance, in the  
5 following manner:

6 a. Defendant CASILLAS told certain of the counselors she  
7 supervised to enroll students in the ARS substance abuse treatment  
8 program even if they had used drugs or alcohol only occasionally or  
9 even just once.

10 b. Defendant CASILLAS instructed the counselors she  
11 supervised to collect student signatures on sign-in sheets for group  
12 counseling sessions that the students did not in fact attend and to  
13 give those students an assignment instead.

14 c. Defendant CASILLAS told the counselors she supervised  
15 to collect no more than ten student signatures on one sign-in sheet  
16 and to indicate different times on the sign-in sheets so that it  
17 would appear that no more than ten students attended a particular  
18 counseling session even if the students in a counselor's caseload all  
19 attended the same counseling session.

20 d. Defendant CASILLAS knew that the counselors she  
21 supervised prepared Progress Notes and Update Logs that falsely  
22 showed that the students in the counselors' caseloads had attended  
23 90-minute group counseling sessions up to four days each week, even  
24 though the students had not attended counseling sessions that many  
25 days, the sessions they did attend were not 90 minutes long, the  
26 sessions included more than ten students, and the sessions otherwise  
27 did not meet the requirements for Medi-Cal reimbursement.

28

1 e. Defendant CASILLAS knew the counselors she supervised  
2 submitted the false Update Logs to ARS for Medi-Cal billing purposes  
3 and maintained the Progress Notes in the students' files as  
4 documentation supporting those claims.

5 f. Defendant CASILLAS instructed certain of the  
6 counselors she supervised not to "cut and paste" the Progress Notes  
7 (which, among other things, purported to recite what students had  
8 said during counseling sessions) so that they would not be the same  
9 for each student.

10 g. Defendant CASILLAS permitted certain of the counselors  
11 she supervised to use her billing code on Progress Notes and Update  
12 Logs to falsely show that defendant CASILLAS had substituted for  
13 absent counselors and conducted 90-minute group counseling sessions  
14 that she did not in fact conduct.

15 h. ARS used falsified Update Logs created by defendant  
16 CASILLAS and the counselors she supervised to generate false and  
17 fraudulent claims, which it submitted to the Drug Medi-Cal program  
18 for substance abuse counseling services that defendant CASILLAS and  
19 the counselors she supervised had not in fact provided and for  
20 services that did not meet the requirements for Medi-Cal  
21 reimbursement.

22 i. Medi-Cal paid the false and fraudulent claims, and ARS  
23 received reimbursement on those claims from the County ADP.

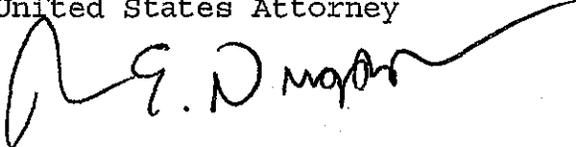
24 13. As a direct and intended result of defendant CASILLAS'  
25 participation in the scheme, ARS submitted to the Drug Medi-Cal  
26 program false and fraudulent claims totaling approximately \$1,804,815  
27 for counseling services purportedly provided by defendant CASILLAS  
28

1 and the counselors she supervised, and Medi-Cal paid approximately  
2 \$1,660,097 on those claims.

3 D. EXECUTION OF THE SCHEME TO DEFRAUD

4 14. Within the period of in or about April 2011 to in or about  
5 June 2011, in Los Angeles County, within the Central District of  
6 California, and elsewhere, defendant CASILLAS, together with others  
7 known and unknown to the United States Attorney, for the purpose of  
8 executing and attempting to execute the fraudulent scheme described  
9 above, knowingly and willfully caused the County ADP to submit for  
10 reimbursement by Medi-Cal a false and fraudulent claim for payment,  
11 claim #A737606523, for a 90-minute group counseling session for SEA  
12 Highland Park student B.G. allegedly provided by defendant CASILLAS  
13 on April 22, 2011.

14  
15 ANDRÉ BIROTTE JR.  
United States Attorney

16   
17  
18 ROBERT E. DUGDALE  
Assistant United States Attorney  
Chief, Criminal Division

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20 RICHARD E. ROBINSON  
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24 CATHY J. OSTILLER  
Assistant United States Attorney  
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**UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA (Western Division - Los Angeles)  
CRIMINAL DOCKET FOR CASE #: 2:14-cr-00428-PSG-1**

Case title: USA v. Casillas  
Other court case number: 13-00485 PSG

Date Filed: 07/23/2014

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Assigned to: Judge Philip S. Gutierrez

**Defendant (1)**

**Helsa Casillas**

represented by **Todd W Burns**  
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**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**  
*Designation: CJA Appointment*

**Pending Counts**

18:1347: Health Care Fraud  
(1)

**Disposition**

**Highest Offense Level (Opening)**

Felony

**Terminated Counts**

None

**Disposition**

**Highest Offense Level (Terminated)**

None

**Complaints**

None

**Disposition**

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**Plaintiff**

USA

represented by **Cathy J Ostiller**

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**TERMINATED: 09/09/2016**  
*Designation: Assistant US Attorney*

Date Filed	#	Docket Text

07/23/2014	<u>1</u>	INFORMATION filed as to Helsa Casillas (1) count(s) 1. Offense occurred in LA. (mhe) (Entered: 08/06/2014)
07/23/2014	<u>2</u>	CASE SUMMARY filed by AUSA Consuelo S Woodhead as to Defendant Helsa Casillas; defendants Year of Birth: 1971 (mhe) (Entered: 08/06/2014)
07/23/2014	<u>3</u>	NOTICE of Related Case(s) filed by Plaintiff USA as to Defendant Helsa Casillas Related Case(s): 13CR485 (mhe) (Entered: 08/06/2014)
07/23/2014	<u>4</u>	MEMORANDUM filed by Plaintiff USA as to Defendant Helsa Casillas. Re Magistrate Judge Jacqueline Chooljian, Magistrate Judge Patrick J. Walsh, Magistrate Judge Sheri Pym, Magistrate Judge Michael Wilner, Magistrate Judge Jean Rosenbluth, Magistrate Judge Alka Sagar, Magistrate Judge Douglas McCormick (mhe) (Entered: 08/06/2014)
07/23/2014	<u>5</u>	MEMORANDUM filed by Plaintiff USA as to Defendant Helsa Casillas. This criminal action, being filed on 7/23/14, was not pending in the U. S. Attorneys Office before the date on which Judge Michael W Fitzgerald and Judge Beverly Reid OConnell began receiving criminal matters. (mhe) (Entered: 08/06/2014)
07/30/2014	<u>9</u>	SEALED DOCUMENT (mhe) (Entered: 08/06/2014)
07/30/2014	<u>10</u>	SEALED DOCUMENT <u>9</u> (mhe) (Entered: 08/06/2014)
07/30/2014	<u>11</u>	SEALED DOCUMENT (mhe) (Entered: 08/06/2014)
08/20/2014	<u>13</u>	MINUTES OF INFORMATION HEARING held before Magistrate Judge Margaret A. Nagle as to Defendant Helsa Casillas. Defendant states true name as charged. Attorney: Todd W Burns, Appointed, present. Court orders bail set as: Helsa Casillas (1) \$10,000 Appearance Bond, SEE ATTACHED BOND FOR TERMS AND CONDITIONS. Defendant Ordered to report to USM for processing. Court Reporter: Sandra MacNeil. (ja) (Entered: 08/26/2014)
08/20/2014	<u>14</u>	BOND AND CONDITIONS OF RELEASE filed as to Defendant Helsa Casillas conditions of release: \$10,000 Appearance Bond approved by Magistrate Judge Alka Sagar. (ja) (Entered: 08/26/2014)
08/20/2014	<u>15</u>	MINUTES OF POST-INDICTMENT ARRAIGNMENT: held before Magistrate Judge Alka Sagar as to Defendant Helsa Casillas (1) Count 1. Defendant arraigned, states true name: As charged. Attorney: Todd W. Burns, Appointed present. Case assigned to Judge S. James Otero. Counsel are ordered to contact the court clerk regarding the setting of dates for the guilty plea and all further proceedings. Court Reporter: Sandra MacNeil. (tba) (Entered: 08/26/2014)
08/20/2014	<u>16</u>	WAIVER OF INDICTMENT by Defendant Helsa Casillas before Magistrate Judge Margaret A. Nagle (tba) (Entered: 08/26/2014)
08/20/2014	<u>18</u>	REDACTED AFFIDAVIT OF SURETIES (No Justification - Pursuant to Local Criminal Rule 46-5.2.8) in the amount of \$10,000 by surety: Helsa Casillas for Bond and Conditions (CR-1) <u>14</u> . Filed by Defendant Helsa Casillas (ja) (Entered: 08/26/2014)
08/20/2014	<u>19</u>	

		UNREDACTED Affidavit of Surety (No Justification) filed by Defendant Helsa Casillas re: Affidavit of Surety (No Justification)(CR-4) <u>18</u> (ja) (Entered: 08/26/2014)
08/25/2014	<u>12</u>	TEXT ONLY ENTRY IN CHAMBERS by Judge Philip S. Gutierrez as to Defendant Helsa Casillas: Based on counsel's request, a Change of Plea Hearing is hereby set for 09/08/2014 at 9:00am. THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY.(wm) TEXT ONLY ENTRY (Entered: 08/25/2014)
08/25/2014	<u>20</u>	ORDER RE TRANSFER PURSUANT TO GENERAL ORDER 14-03 Related Case filed. Related Case No: LACR 13-485 PSG. Case, as to Defendant Helsa Casillas, transferred from Judge S. James Otero to Judge Philip S. Gutierrez for all further proceedings. The case number will now reflect the initials of the transferee Judge CR14-428 PSG. Signed by Judge Philip S. Gutierrez (mg) (Entered: 08/26/2014)
08/26/2014	<u>17</u>	NOTICE OF APPEARANCE OR REASSIGNMENT of AUSA Cathy J Ostiller on behalf of Plaintiff USA. Filed by Plaintiff USA. (Attorney Cathy J Ostiller added to party USA(pty:pla))(Ostiller, Cathy) (Entered: 08/26/2014)
08/26/2014	<u>21</u>	STATEMENT OF CONSTITUTIONAL RIGHTS filed by Defendant Helsa Casillas (tba) (Entered: 08/26/2014)
09/08/2014	<u>22</u>	MINUTES OF Change of Plea Hearing held before Judge Philip S. Gutierrez as to Defendant Helsa Casillas. Defendant sworn. Court questions defendant regarding the plea. The Defendant Helsa Casillas (1) pleads GUILTY to Count 1. The plea is accepted. The Court ORDERS the preparation of a Presentence Report. Based on the government's agreement, the nature of the charges, the fact that the defendant has made all of her appearances, and the likely sentence range, the Court finds it appropriate to allow the defendant to remain on bond. Sentencing set for 4/6/2015 10:00 AM. Court Reporter: Marea Woolrich. (wm) (Entered: 09/08/2014)
02/22/2015	<u>23</u>	NOTICE of Manual Filing of Sealed Documents, Government's Unopposed Sealing Application, and Proposed Sealing Order filed by Plaintiff USA as to Defendant Helsa Casillas (Ostiller, Cathy) (Entered: 02/22/2015)
02/24/2015	<u>24</u>	SEALED DOCUMENT (bm) (Entered: 02/27/2015)
02/24/2015	<u>25</u>	SEALED DOCUMENT (bm) (Entered: 02/27/2015)
02/24/2015	<u>26</u>	SEALED DOCUMENT (bm) (Entered: 02/27/2015)
02/24/2015	<u>27</u>	SEALED DOCUMENT (bm) (Entered: 02/27/2015)
09/08/2015	<u>28</u>	NOTICE of Manual Filing of Sealed Documents, Government's Unopposed Sealing Application, and Proposed Sealing Order filed by Plaintiff USA as to Defendant Helsa Casillas (Ostiller, Cathy) (Entered: 09/08/2015)
09/09/2015	<u>29</u>	SEALED DOCUMENT filed by Plaintiff USA as to Defendant Helsa Casillas (bm) (Entered: 09/11/2015)
09/09/2015	<u>30</u>	SEALED DOCUMENT filed by Plaintiff USA as to Defendant Helsa Casillas (bm) (Entered: 09/11/2015)

09/09/2015	<u>31</u>	SEALED DOCUMENT filed by Plaintiff USA as to Defendant Helsa Casillas (bm) (Entered: 09/11/2015)
09/09/2015	<u>32</u>	SEALED DOCUMENT filed by Plaintiff USA as to Defendant Helsa Casillas (bm) (Entered: 09/11/2015)
02/01/2016	<u>33</u>	NOTICE of Manual Filing of Sealed Documents, Government's Unopposed Sealing Application, and Proposed Sealing Order filed by Plaintiff USA as to Defendant Helsa Casillas (Ostiller, Cathy) (Entered: 02/01/2016)
02/02/2016	<u>34</u>	SEALED DOCUMENT filed by Plaintiff USA as to Defendant Helsa Casillas (bm) (Entered: 02/03/2016)
02/02/2016	<u>35</u>	SEALED DOCUMENT filed by Plaintiff USA as to Defendant Helsa Casillas (bm) (Entered: 02/03/2016)
02/02/2016	<u>36</u>	SEALED DOCUMENT filed by Plaintiff USA as to Defendant Helsa Casillas (bm) (Entered: 02/03/2016)
02/02/2016	<u>37</u>	SEALED DOCUMENT filed by Plaintiff USA as to Defendant Helsa Casillas (bm) (Entered: 02/03/2016)
07/19/2016	<u>38</u>	STIPULATION to allow Travel to Tijuana, Mexico from July 20, 2016 to July 27, 2016 filed by Defendant Helsa Casillas (Attachments: # <u>1</u> Proposed Order Permitting Defendant to Travel to Mexico for a Funeral)(Burns, Todd) (Entered: 07/19/2016)
07/20/2016	<u>39</u>	ORDER ALLOWING DEFENDANT HELSA CASILLAS TO TRAVEL TO MEXICO TO ATTEND HELSA CASILLAS FUNERAL by Judge Philip S. Gutierrez that Defendant Helsa Casillas may travel to Tijuana, Mexico during the time period July 20-27, 2016, for the purpose of attending her great aunts funeral and visiting with family members as part of that occasion. Ms. Casillas shall provide pretrial services with information about her travel plans. (jp) (Entered: 07/20/2016)
09/07/2016	<u>40</u>	NOTICE of Manual Filing of Sealed Documents, Government's Unopposed Sealing Application, and Proposed Sealing Order filed by Plaintiff USA as to Defendant Helsa Casillas (Ostiller, Cathy) (Entered: 09/07/2016)
09/08/2016	<u>42</u>	SEALED DOCUMENT filed by Plaintiff USA as to Defendant Helsa Casillas (bm) (Entered: 09/12/2016)
09/08/2016	<u>43</u>	SEALED DOCUMENT filed by Plaintiff USA as to Defendant Helsa Casillas (bm) (Entered: 09/12/2016)
09/08/2016	<u>44</u>	SEALED DOCUMENT filed by Plaintiff USA as to Defendant Helsa Casillas (bm) (Entered: 09/12/2016)
09/08/2016	<u>45</u>	SEALED DOCUMENT filed by Plaintiff USA as to Defendant Helsa Casillas (bm) (Entered: 09/12/2016)
09/09/2016	<u>41</u>	NOTICE OF APPEARANCE OR REASSIGNMENT of AUSA Paul G Stern on behalf of Plaintiff USA. Filed by Plaintiff USA. (Stern, Paul) (Entered: 09/09/2016)

09/27/2016	<u>48</u>	NOTICE of Manual Filing of Government's Response to Presentence Report for Defendant Helsa Casillas, Government's Ex Parte Sealing Application, and Proposed Sealing Order filed by Plaintiff USA as to Defendant Helsa Casillas (Ostiller, Cathy) (Entered: 09/27/2016)
09/28/2016	<u>49</u>	UNDER SEAL - SEALED DOCUMENT. (lom) (Entered: 10/04/2016)
09/28/2016	<u>50</u>	UNDER SEAL - SEALED DOCUMENT. (lom) (Entered: 10/04/2016)
09/28/2016	<u>51</u>	UNDER SEAL - SEALED DOCUMENT. (lom) (Entered: 10/04/2016)
11/28/2016	<u>52</u>	NOTICE OF APPEARANCE OR REASSIGNMENT of AUSA Karen Escalante on behalf of Plaintiff USA. Filed by Plaintiff USA. (Escalante, Karen) (Entered: 11/28/2016)
12/09/2016	<u>53</u>	NOTICE TO PARTIES by District Judge Phillip S. Gutierrez. Effective December 19, 2016, Judge Gutierrez will be located at the 1st Street Courthouse, COURTROOM 6A on the 6th floor, located at 350 W. 1st Street, Los Angeles, California 90012. All Court appearances shall be made in Courtroom 6A of the 1st Street Courthouse, and all mandatory chambers copies shall be hand delivered to the judge's mail box outside the Clerk's Office on the 4th floor of the 1st Street Courthouse. The location for filing civil documents in paper format exempted from electronic filing and for viewing case files and other records services remains at the United States Courthouse, 312 North Spring Street, Room G-8, Los Angeles, California 90012. The location for filing criminal documents in paper format exempted from electronic filing remains at Edward R. Roybal Federal Building and U.S. Courthouse, 255 East Temple Street, Room 178, Los Angeles, California 90012. THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY.(rrp) TEXT ONLY ENTRY (Entered: 12/09/2016)
06/07/2017	<u>54</u>	NOTICE of Manual Filing of EX PARTE APPLICATION, PROPOSED ORDER, UNDER SEAL DOCUMENT filed by Plaintiff USA as to Defendant Helsa Casillas (Escalante, Karen) (Entered: 06/07/2017)
06/13/2017	<u>55</u>	SEALED DOCUMENT filed by Plaintiff USA as to Defendant Helsa Casillas (bm) (Entered: 06/14/2017)
06/13/2017	<u>56</u>	SEALED DOCUMENT filed by Plaintiff USA as to Defendant Helsa Casillas (bm) (Entered: 06/14/2017)
06/13/2017	<u>57</u>	SEALED DOCUMENT filed by Plaintiff USA as to Defendant Helsa Casillas (bm) (Entered: 06/14/2017)
06/13/2017	<u>58</u>	SEALED DOCUMENT filed by Plaintiff USA as to Defendant Helsa Casillas (bm) (Entered: 06/14/2017)

<b>PACER Service Center</b>	
<b>Transaction Receipt</b>	
01/10/2018 15:15:03	
di0237:2536794:0	

<b>PACER Login:</b>		<b>Client Code:</b>	
<b>Description:</b>	Docket Report	<b>Search Criteria:</b>	2:14-cr-00428-PSG End date: 1/10/2018
<b>Billable Pages:</b>	4	<b>Cost:</b>	0.40