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Health Care Law Qui Tam Update: Recent Developments & Unsealed False Claims Act Cases- October 23, 2014

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Mintz Levin's most recent Qui Tam Update provides a **broad overview of 65 recently unsealed health care-related qui tam cases**, with an in-depth look at six cases.

The six featured cases are:

- *United States ex rel. Fox Rx, Inc. v. Managed Health Care Associates, Inc.*, No. 2:13cv6154 (C.D. Cal.) and *United States ex rel. Fox Rx, Inc. v. Managed Health Care Associates, Inc.*, No. 2:13cv8433 (C.D. Cal.), regarding two false claims allegations by a private Medicare Part D sponsor against pharmacy providers.
- *United States ex rel. Angel v. Alliance Rehabilitation LLC*, No. 1:10cv2124 (D.D.C.), regarding a \$2.78 million settlement to resolve allegations of false claims for physical therapy services.
- *United States ex rel. Madany v. Shahab*, No. 2:09-cv-13693 (E.D. Mich.), regarding false claims for home health services based on underlying Anti-Kickback Statute violations.
- *United States ex rel. Brown v. Holy Spirit Hospital of the Sisters of Christian Charity*, No. 1:12-cv-1197 (M.D. Pa.), regarding false claims for diagnostic tests that were never performed and failure to report or repay overpayments.
- *United States ex rel. Mahmood v. Elizabethtown Hematology Oncology, PLC, et al.*, No. 3:11-cv-00376 (W.D. Ky.), regarding a \$3.7 million settlement to resolve allegations of false claims for chemotherapy infusion treatments.

The Fox cases are significant because they illustrate that whistleblowers can come not only from their current and former employees, but also from their business relationships. In the past, sponsors of Medicare Part D prescription drug plans have rarely served as relators, but Fox has brought multiple claims against pharmacy providers. One of Fox's other cases was noted in our [November 2013 Qui Tam Update](#).

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