

Attorney General's Report To The Legislature
Concerning The New Jersey False Claims Act
Pursuant To N.J.S.A. 2A:32C-18

Calendar Year 2011

- a. The number of cases the Attorney General filed 0.
- b. The number of case private individuals filed 91, and for those no longer under seal:
- (1) The state or federal court in which those cases were filed and the number in each court: State 0 Federal 22
 - (2) The State program or agency involved in each case: Medicaid - 21 Other - 1
 - (3) Number of cases filed by private individuals who had previously filed a False Claims Act case: 0
- c. The amount recovered under the NJFCA in settlement;
- | | |
|------------------|------------------------|
| Damages | \$ <u>1,142,958.88</u> |
| Penalties | \$ <u>1,888,245.86</u> |
| Litigation Costs | \$ <u>0</u> |

(1) The cases where the state received a recovery:

<u>Name</u>	<u>Settlement Rec. Date</u>	<u>NJ State Share (inc. relator fee) (calc)</u>	<u>Rel %</u>	<u>Relator Fee</u>	<u>State Share Net (calc)</u>	<u>NJ Restitution</u>
Ortho-McNeil (Topomax)	1/4/2011	\$ 705,476.32		\$ -	\$ 705,476.32	\$ 229,144.38
GlaxoSmithKline- PuertoRico	1/4/2011	\$3,464,663.19		\$ -	\$3,464,663.19	\$1,707,698.63
Forest Labs	2/3/2011	\$1,000,249.85		\$ -	\$1,000,249.85	\$ 453,901.56
Novartis (Trileptal)	1/31/2011	\$2,326,851.36	17	\$ 3,294.23	\$2,323,557.13	\$ 796,374.60
Allergan (Botox)	3/14/2011	\$ 558,080.35	18	\$35,292.26	\$ 522,788.09	\$ 255,559.41
KOS	2/17/2011	\$ 88,617.75		\$ -	\$ 88,617.75	\$ 50,252.17
Schwarz Pharma Inc.	4/6/2011	\$1,132,872.94		\$ -	\$1,132,872.94	\$ 803,243.69
Serono Laboratories (Rebif)	5/19/2011	\$ 210,097.98		\$ -	\$ 210,097.98	\$ 81,728.00
Novo Nordisk	7/20/2011	\$ 1,295.79		\$ -	\$ 1,295.79	\$ 374.69
Elan	10/3/2011	\$ 961,802.59		\$ -	\$ 961,802.59	\$ 312,699.23
Eisai	10/3/2011	\$ 111,745.96	18	\$ 3,309.32	\$ 108,436.64	\$ 53,489.72
UCB, Inc. (Keppra)	11/4/2011	\$ 257,276.85		\$ -	\$ 257,276.85	\$ 114,544.67
Pfizer (Detrol)	12/9/2011	\$ 82,854.43	23	\$ 6,431.55	\$ 6,422.88	\$ 37,535.15
Totals		\$10,901,885.36		\$ 48,327.36	\$10,853,558.00	\$ 4,896,545.90

(2) The separate amounts of funds recovered for:

Damages	\$ <u>4,896,545.90</u>
Penalty	\$ <u>5,957,012.10</u>
Litigation Costs	\$ <u>0</u>

(3) The percentage of the recovery and the amount awarded to the private person who brought the action:

%age of recovery	<u>Varied per action; see (1) above for specific percentages</u>
Amount	\$ <u>48,327,36</u>