

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 2013

- a. The number of cases the Attorney General filed 0.
- b. The number of cases private individuals filed 74, 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 6
 - (2) The State program or agency involved in each case: Medicaid 5 Other 1
 - (3) Number of cases filed by private individuals who had previously filed a False Claims Act case: 1

c. The amount recovered under the NJFCA in settlement;

Damages \$ 14,268,511.91
Penalties \$ 12,365,382.25
Litigation Costs \$ 0

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

<u>Name</u>	<u>Settlement Rec. Date</u>	<u>NJ State Share (inc. relator fee)</u>	<u>Rel%</u>	<u>Relator Fee</u>	<u>State Share Net</u>	<u>NJ Restitution</u>	<u>NJ Penalties & Interest</u>
Cooper Hospital	1/24/2013	\$ 2,339,822.19	19	\$ 444,566.22	\$ 1,895,255.97	\$ 1,886,433.78	\$ 8,822.19
Victory Pharma, Inc.	2/28/2013	\$ 339,872.35	17	\$ 38,462.42	\$ 301,409.93	\$ 105,489.07	\$ 195,920.86
Healthpoint Ltd.	2/28/2013	\$ 607,704.75	0	\$ -	\$ 607,704.75	\$ 606,202.05	\$ 1,502.70
Amgen	4/02/2013	\$ 1,052,465.17	25*	\$ 17,689.05	\$ 1,034,776.12	\$ 679,234.66	\$ 355,541.46
Amgen, Inc.	4/15/2013	\$ 331,684.08	25*	\$ 4,645.40	\$ 327,038.68	\$ 162,511.71	\$ 164,526.97
Par Pharma	4/12/2013	\$ 307,390.11	22	\$ 24,047.50	\$ 283,342.61	\$ 139,791.31	\$ 143,551.30
Amgen AWP	5/14/2013	\$ 322,451.54	25*	\$ 2,658.72	\$ 319,792.82	\$ 244,690.99	\$ 75,101.83
Ranbaxy	6/19/2013	\$ 3,531,357.23	21	\$ 100,314.11	\$ 3,431,043.12	\$ 1,681,464.52	\$ 1,749,578.60
ISTA Pharma.	7/11/2013	\$ 37,020.31	17.5	\$ 3,459.02	\$ 33,561.29	\$ 12,673.00	\$ 20,888.29
Wyeth	8/21/2013	\$ 761,602.49	17.38	\$ 29,005.55	\$ 732,596.94	\$ 362,916.82	\$ 369,680.12
Sanofi-Aventis	9/06/2013	\$ 7,534.29	17	\$ 462.10	\$ 7,072.19	\$ 7,021.81	\$ 50.38
Kmart	9/06/2013	\$ 17,723.86	0	\$ -	\$ 17,723.86	\$ 12,913.02	\$ 4,810.84
Medtronic, Inc.	12/18/2013	\$ 1,235.00	18	\$ 122.26	\$ 1,112.74	\$ 556.37	\$ 556.37
Janssen, Ortho <u>McNeil-Janssen</u>	12/09/2013	<u>\$18,280,720.76</u>	<u>25*</u>	<u>\$ 13,829.01</u>	<u>\$18,266,891.75</u>	<u>\$ 8,985,727.87</u>	<u>\$9,281,163.88</u>
Totals		<u>\$27,938,584.13</u>		<u>\$679,261.36</u>	<u>\$27,259,322.77</u>	<u>\$14,887,626.98</u>	<u>\$12,371,695.79</u>

* Relator percent of covered conduct not yet negotiated. Amount shown is the maximum of 25%, which is held until resolution of negotiation.

(2) The separate amounts of funds recovered for:

Damages	\$ 14,994,761.19 **
Penalty	\$ 12,433,986.95 **
Litigation Costs	\$ 0

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

Percentage of the recovery:	<u>varied per action and per covered conduct period; see Relator % in the chart in (1)</u>
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Amount:	<u>\$679,261.36</u>
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Note: New Jersey participated in 14 cases, 12 of which were filed under the New Jersey False Claims Act; in the 2 other cases the relator did not receive any share of N.J.'s recovery because New Jersey was not named in the complaint.

** Amounts recovered reflect cases paid in full plus the amounts of installment payments received on prior year cases.
(Maxim, KV, Dava)