

for Dr. McIver and McIver Vision Clinic.

Embezzlement of Twenty-five Thousand Dollars (\$25,000.00) or more is a felony punishable by imprisonment for a term not more than ten (10) years, and a fine not exceeding Ten Thousand Dollars (\$10,000.00), and ordered to pay restitution to the victim.

**Count 3: Medicaid Fraud, a Felony
Title 56 O.S. § 1005(A)(1)**

On or between October 8, 2007 and May 14, 2010, in Love County, Oklahoma, the defendant Stacy Spraggins committed the crime of **Medicaid Fraud, a felony**, in violation of Title 56 O.S. § 1005(A)(1), by willfully and knowingly causing to be submitted to the Oklahoma Medicaid Program through its fiscal agent, false claims for payment for services and goods which were not eligible for reimbursement due to the fact the services were not rendered and the goods were not provided by Dr. Ann McIver and McIver Vision Clinic. The aggregate amount of the false claims is an amount greater than Two Thousand Five Hundred Dollars (\$2,500.00).

Felony Medicaid Fraud is punishable by imprisonment not to exceed three years or a fine of not more than three times the amount of payments illegally claimed or received or Ten Thousand Dollars (\$10,000.00), whichever is greater, or by both such imprisonment and fine.

All in violation of Oklahoma Statutes and against the peace and dignity of the State of Oklahoma.

Dated this 12th day of July, 2012.

E. SCOTT PRUITT
ATTORNEY GENERAL FOR THE STATE OF
OKLAHOMA

By: 
Marianne Hardcastle, OBA #15054
Assistant Attorney General
Medicaid Fraud Control Unit
907 S. Detroit Ave, Suite 750
Tulsa, OK 74120-4200
(918) 581-2745

State of Oklahoma)
County of Tulsa) ss.

I, Bob Little, being duly sworn upon oath, state I have read the above and foregoing Criminal Information and know the contents thereof, and the facts stated therein are true.

Bob Little

Subscribed and sworn to before me this 12th day of July, 2012.

Carla Oney
Notary Public

My Commission Expires:
3-11-16



CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the above and foregoing document was hand delivered to John Scaggs, attorney for defendant, on this 18th day of July, 2012.

Marianne Hardcastle
Marianne Hardcastle

WITNESSES FOR THE STATE OF OKLAHOMA:

Bob Little, Investigator
Terri Stilwell, Investigator
Steve Johnson, Investigator
Medicaid Fraud Control Unit
Office of Attorney General
907 S. Detroit Ave, Suite 750
Tulsa, OK 74120

Dr. Ann McIver
McIver Vision Clinic
112 W. Main Street
Marietta, OK 73448

Cherri Wilson
Rt. 3, Box 134
Marietta, OK 73448

Pam Ozment
22257 Highway 32
Lebanese, OK 73440

Janelle Brokeshoulder
464 Willow
Lone Grove, OK 73443

Britney Baker
706 Higgins Street
Marietta, OK 73448

Rachelle Berger
PO Box 350
Marietta, OK 73448

Wyleen Baldwin
1007 Golf Club Drive
Burneyville, OK 73430

Torri Howell
41 Davidson Road
Havelock, NC 28532

Lacy Carroll
506 Circle Drive
Marietta, OK 73448

Amanda James
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Leesville, LA 71446

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Ardmore, OK 73401

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105 SW 2nd Street
Marietta, OK 73448

Kim Chavarria
105 SW 2nd Street
Marietta, OK 73448

Sally Reser
105 SW 2nd Street
Marietta, OK 73448

Amy Whiteley
Jim Keethler
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Justin Etchieson
Amanda Willet
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Oklahoma Health Care Authority
2401 NW 23rd Street, Suite #A
Oklahoma City, OK 74107

Dr. Clay McLaughlin
Oklahoma State Board of Optometry
2008 S. Post Road, Suite 200
Midwest City, OK 73130

Custodian of Records
Eyefinity/VSP
10875 International Drive, #200
Rancho Cordova, CA 95670

Custodian of Records
Eyemed Vision Care
4000 Luxottica Place
Mason, OH 45040

Custodian of Records
Chickasaw Nation Casinos

Custodian of Records
Blue Cross Blue Shield
1215 S. Boulder
Tulsa, OK 74120

Custodian of Records
BancFirst
P.O. Box 190
Marietta, OK 73448

Custodian of Records
JPMorgan Chase Bank
2070 Utice Square
Tulsa, OK 74114

Custodian of Records
Bank of America
2100 S. Utica Avenue
Tulsa, OK 74114

Custodian of Records
Union Bank
1980 Saturn Street
Monterey Park, CA 91755

3. This investigation revealed Ms. Stacy Rena Spraggins was employed at McIver Vision Clinic as the Office Manager from October 8, 2007 thru May 14, 2010, when Dr. McIver terminated her employment.
4. The investigation revealed Ms. Stacy Spraggins, in the course of her duties as the Office Manager at McIver Vision Clinic, was responsible for preparing and making deposits for all monies received into McIver Vision Clinic for services they provided, including payments received in person along with payments received thru the mail, into the McIver Vision Clinic account, held at BancFirst in Marietta, Ok.
5. The investigation revealed between the dates of September 1, 2008 and May 14, 2010 Ms. Spraggins cashed or caused to be cashed, without Dr. McIver's knowledge or permission, a total of twenty-two (22) separate checks made payable to McIver Vision Clinic for services they had rendered, totaling \$6,400.35, which was not deposited into the McIver Vision Clinic Account at BancFirst.
6. The investigation revealed between the dates of September 1, 2008 and May 14, 2010 a total of \$55,614.77 in cash payments was received at McIver Vision Clinic for services rendered, whereas during that same time period a total of \$4,498.34 in cash was deposited into the McIver Vision Clinic account at BancFirst, leaving a balance of \$51,116.43 in cash received as payments at McIver Vision Clinic not being deposited into the McIver Vision Clinic account at BancFirst.
7. This investigation revealed between the dates of September 3, 2008 and May 6, 2010 a total of \$33,653.25 in cash was deposited into four (4) separate accounts belonging to Ms. Stacy Spraggins, which were all held at BancFirst in Marietta, Ok.
8. The investigation revealed Ms. Stacy Spraggins, in the course of her duties as the Office Manager at McIver Vision Clinic, was responsible for preparing and submitting electronic billings, as well as re-submitting previously denied electronically submitted billings, to the Oklahoma Health Care Authority for services provided by McIver Vision Clinic to Medicaid recipients.

9. This investigation revealed between October 8, 2007 and May 14, 2010 Ms. Spraggins fraudulently submitted or resubmitted electronic billings to the Oklahoma Health Care Authority regarding thirty-eight (38) patients at McIver Vision Clinic, who are Medicaid recipients, for services they had not received, causing the Oklahoma Health Care Authority to pay McIver Vision Clinic a total of \$93,455.78 for services they had not rendered.

WHEREFORE, affiant pray this Honorable Court to issue a warrant for the arrest of the within named Defendant, that he/she may be brought before a magistrate and held to answer for the offenses of Embezzlement, a Felony and Medicaid Fraud, a Felony.

Inv. Bob Little

AFFIANT Investigator Bob Little

Subscribed and sworn to before me this _____, 2012.

12th

day of

July

Carla Oney

Notary Public



My Commission Expires:

3-11-16

FINDING OF PROBABLE CAUSE

On this _____ day of _____, 2012, the above styled and numbered cause came on for hearing before, me, the undersigned JUDGE of the District Court of Love County, Oklahoma, upon the Affidavit of Bob Little requesting that a warrant of arrest be issued for the within named Defendant, that he/she might be arrested and held to answer for the offense(s) of _____. The Court finds that the offense(s) of _____ has been committed and that there is probable cause to believe that within named Defendant has committed said offense and that a warrant of arrest should issue.

Dated this _____ day of _____, 2012.

Judge of District Court