

# Verdicts & Settlements

RESULT DATE: Nov. 17, 2023

United States of America, State of California ex rel. Trilochan Singh v. Paksn Inc., CCRC LLC, HCRC Inc., Prema Thekkek, Antony Thekkek, Kayal Inc., Marinoak Inc., Nadhan Inc., Diyavilla Inc., Nadhi Inc., Oakrheem Inc., Bayview Care Inc., Sagar Inc., Gracevilla Inc., Karma Inc., Thekkek Health Services Inc., Aakash Inc., Westvilla Inc., Nasaky Inc., Premier Rehab Services Inc., Kazak Enterprises Inc., and Does 1-10, inclusive (2:15-cv-09064-SB-AGR)

**CD CA**

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TOPIC: Torts

SUB TOPIC: False Claims Act

FURTHER DESCRIPTION: Anti-kickback Statute

Settlement: \$45,000,000

JUDGE:

Stanley Blumenfeld Jr.

ATTORNEYS:

Plaintiff:

Stephen M. Garcia (Garcia & Artigliere)

David M. Medby (Garcia & Artigliere)

Karen Y. Paik (Office of the U.S. Attorney)

Defendant:

Benjamin N. Gluck (Bird, Marella, Boxer, Wolpert, Nessim, Dooks, Lincenberg & Rhow PC)

Nicole R. Van Dyk (Bird, Marella, Boxer, Wolpert, Nessim, Dooks, Lincenberg & Rhow PC)

Naomi S. Solomon (Bird, Marella, Boxer, Wolpert, Nessim, Dooks, Lincenberg & Rhow PC)

Alexis A. Wiseley (Bird, Marella, Boxer, Wolpert, Nessim, Dooks, Lincenberg & Rhow PC)

FACTS: Trilochan Singh, ("Relator") filed a qui tam action on behalf of the United States and the State of California, to recover damages and penalties under the Federal and California False Claims Acts. The complaint alleged, among other things, that defendants, owners and operators of various Skilled Nursing Facilities, intentionally and fraudulently engaged in a pattern and practice of providing cash, gift cards or other remuneration to physicians and case managers for the referral and subsequent residency of patients (who were either Medicare and/or Medi-Cal beneficiaries), i.e., "kickbacks"; submitted false and fraudulent charges to Medicare and Medi-Cal for reimbursement; and inflated the costs of their SNFs and reported said inflated costs. Defendants agreed to a consent judgment with the United States.

RESULT: The settlement included a consent judgment for more than \$45 million. The court awarded judgment against Defendants in the following amounts: Kayal, Inc. (d/b/a Bay Point Healthcare Center), jointly and severally with Paksn, Inc. and Prema Thekkek for \$3,208,840.64; Nadhi, Inc. (d/b/a Gateway Care & Rehabilitation Center), jointly and severally with Paksn, Inc. and Prema Thekkek for \$14,004,281.34; Oakrheem, Inc. (d/b/a Hayward Convalescent Hospital), jointly and severally with Paksn, Inc. and Prema Thekkek for \$2,293,443.96; Bayview Care, Inc. (d/b/a Hilltop Care and Rehabilitation Center), jointly and severally with Paksn, Inc. and Prema Thekkek for \$563,841.73; Aakash, Inc. (d/b/a Park Central Care & Rehabilitation Center), jointly and severally with Paksn, Inc. and Prema Thekkek for \$24,156,186.79; and Nasaky, Inc. (d/b/a Yuba Skilled Nursing Center), jointly and severally with Paksn, Inc. and Prema Thekkek for \$1,418,732.7.

FILING DATE: Nov. 20, 2015