

EXHIBIT B

RECEIVED MAR 14 2016

Division of Health Care Finance
Landon State Office Building
900 SW Jackson, Suite 900 N
Topeka, Kansas 66612-1220



Phone: 785-296-3981
Fax: 785-296-4813
www.kdheks.gov

Susan Mosier, MD, Secretary

Department of Health & Environment

Sam Brownback, Governor

March 10, 2016

Planned Parenthood of Mid Miss
4401 W 109th St, Suite 200
Overland Park, KS 66211-1303

RE: Notice of Intent to Terminate Provider #s: 100216210A NPI#s: 1679614838

Sent Certified, Return Receipt Requested

Dear Provider:

At the direction of Governor Sam Brownback as set forth in his letter to Secretary Susan Mosier, M.D., of the Kansas Department of Health and Environment (KDHE), attached hereto as Exhibit A, the KDHE Division of Health Care Finance (DHCF) intends to terminate your participation in the Kansas Medical Assistance Program (KMAP) pursuant to KAR 30-5-60(a):

- (2) noncompliance with applicable state laws, administrative regulations, or program issuances concerning medical providers;
- (3) noncompliance with the terms of a provider agreement;
- (9) unethical or unprofessional conduct;
- and
- (17) other good cause.

Information supporting these findings is attached hereto as Exhibit B.

You are entitled to an administrative review before representatives of DHCF to explain why you should remain a KMAP provider. At the review, you have the opportunity to present any relevant evidence on the question of continuing participation in KMAP. DHCF will consider all evidence presented.

Your administrative review is on March 23, 2016 at 11:00 am and will take place in Topeka at the office of DHCF unless you request it be by telephone. Please contact Krista Engel at (785) 296-7286 by March 18, 2016 no later than 4:00 pm to confirm you will attend the review and whether you will participate in person or via telephone. If we do not hear from you, as requested above, or you do not attend the review, DHCF will proceed with the termination.

Sincerely,

Jason Osterhaus
Program Integrity Unit Manager
KDHE Division of Health Care Finance

Page Two

March 10, 2016

Planned Parenthood of Mid Miss

C: US Department of Health and Human Services, Office of the Inspector General
Provider, regular mail
Susan Mosier, MD, Secretary KDHE
Darian Dernovich, Interim Deputy Chief Counsel, KDHE
Michael Randol, Director, KDHE/DHCF
Christiane Swartz, Deputy Medicaid Director, KDHE/DHCF
Roxana Alexander, Provider/Consumer Relations Manager, KDHE/DHCF
Krista Engel, Fraud/Utilization Review Manager, KDHE/DHCF
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Capitol Building
Room 241-South
300 SW 10th Street
Topeka, KS 66612



Phone: (785) 296-3232
Fax: (785) 368-8788
governor@ks.gov

Sam Brownback, Governor

January 12, 2016

Susan Mosier, M.D., Secretary
Kansas Department of Health and Environment
1000 S.W. Jackson
Topeka, Kansas 66612

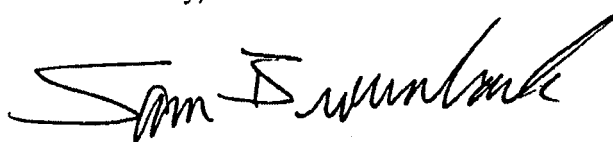
Dear Secretary Mosier:

This letter is to direct your agency to take all necessary steps to terminate Planned Parenthood of Kansas and Mid-Missouri and all associated medical providers from Kansas Medicaid, including KanCare. My direction to you is based on their affiliation with the national Planned Parenthood Federation of America (PPFA) and other information provided by your agency.

The medical needs of the women of Kansas who are members of Medicaid are well served by the excellent women's health care providers that will remain on Medicaid's and KanCare's robust provider networks. Kansans deserve a higher quality of services, more transparency, and more fiscal responsibility than has been shown by the PPFA and, either directly or by association, by Planned Parenthood of Kansas and Mid-Missouri.

Accordingly, I am directing you to terminate Planned Parenthood of Kansas and Mid-Missouri, and any other individual providers that are affiliated with Planned Parenthood, from participation in Kansas Medicaid, including KanCare, following the provision of appropriate notice to those providers.

Sincerely,



Sam Brownback
Governor

Exhibit B

Video Evidence Regarding PPFA Clinics

Planned Parenthood of Kansas and Mid-Missouri is affiliated with the PPFA. As a result, it abides by the medical and operational standards of the national organization. Extensive video evidence from across the country indicates practices by PPFA affiliates that warrant termination of PPFA's Kansas affiliates under Kansas law and regulations. Other states have recently taken similar action against PPFA affiliates as a result of information revealed in these videos. For example, the Inspector General of the Texas Health and Human Services Commission, in its letter to a Houston Planned Parenthood clinic dated October 19, 2015, PPFA clinics in Texas and across the country, noted that PPFA repeatedly violated the minimum standards of medical care by: (a) Practicing a policy of agreeing to procure fetal tissue even if it means altering the timing or method of an abortion; (b) Failing to prevent conditions that allow the spread of infectious disease among employees, patients and the general public; and (c) Failing to adequately train staff with regards to the handling of fetal blood and tissue so that they meet the minimum standards, or if training was performed, failure to comply with such training. In addition to falling below the minimum medical standard of care, they also are in violation of federal law and regulations. See 42 U.S.C. 289g-1; 29 C.F.R. 1910.1030.

The Texas HHSC OIG further noted that "video footage of the Medical Director of PPFA...appears to not only condone such program violations but also endorse them. This suggests that the program violations...reflect PPFA national policy or accepted practice...."

Failure to Cooperate with Solid Waste Disposal Inspections

On December 16, 2015, the Overland Park Planned Parenthood clinic refused to allow a Kansas Department of Health and Environment solid waste inspector to complete her inspection and photograph certain portions of its facility. The inspector was allowed to inspect the waste receptacles in only two exam rooms. After that, the inspector was stopped by Planned Parenthood staff and told to cease taking pictures. The facility took this position in spite of the fact that the inspector presented them with an administrative search warrant signed by a Johnson County judge. The KDHE inspector uses photographs as a tool to "gather information of existing conditions and procedures," as permitted by K.A.R. 28-29-16(a).

Planned Parenthood attorneys have claimed that the facility did not "hinder" the waste inspection, and that the move was to protect patient and staff privacy. However, the facility's lack of cooperation with the inspection causes the State concern that further investigation could have led to discoveries of solid waste violations, in addition to discoveries like those identified in the videos of other national PPFA affiliates.

Claims Submission Concerns

Kansas' neighboring states have identified potentially fraudulent Medicaid claims from the PPFA affiliates in those states and nationally as grounds for terminating the Medicaid participation of their respective states' PPFA affiliates. Oklahoma Gov. Mary Fallin, in her November 18, 2015 letter to the director of Oklahoma Medicaid, noted one pending case in Oklahoma where it is alleged that a Tulsa Planned Parenthood affiliate submitted nearly one-half million false claims and received payment of nearly \$28 million for those claims (U.S. ex rel. Thayer v. Planned Parenthood of the Heartland). In addition, both Gov. Fallin's letter and the Texas HHSC OIG's October 19 letter reference a recent Texas case where a Texas PPFA affiliate paid \$4.3 million to settle fraud issues.

Gov. Fallin's letter also highlights national research by the Alliance Defending Freedom, in its 2015 report to Congress, suggesting that Oklahoma and other national PPFA affiliates "engage in a pattern of practices resulting in the overbilling of state Medicaid programs."

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Susan Mosier, MD, Secretary

Department of Health & Environment

Sam Brownback, Governor

March 10, 2016

Planned Parenthood of the St Louis Region
4251 Forest Park Ave
Saint Louis, MO 63108-2810

RE: Notice of Intent to Terminate Provider #s: 200663360A NPI#s: 1205898574

Sent Certified, Return Receipt Requested

Dear Provider:

At the direction of Governor Sam Brownback as set forth in his letter to Secretary Susan Mosier, M.D., of the Kansas Department of Health and Environment (KDHE), attached hereto as Exhibit A, the KDHE Division of Health Care Finance (DHCF) intends to terminate your participation in the Kansas Medical Assistance Program (KMAP) pursuant to KAR 30-5-60(a):

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- (3) noncompliance with the terms of a provider agreement;
- (9) unethical or unprofessional conduct;
- and
- (17) other good cause.

Information supporting these findings is attached hereto as Exhibit B.

You are entitled to an administrative review before representatives of DHCF to explain why you should remain a KMAP provider. At the review, you have the opportunity to present any relevant evidence on the question of continuing participation in KMAP. DHCF will consider all evidence presented.

Your administrative review is on March 22, 2016 at 1:00 pm and will take place in Topeka at the office of DHCF unless you request it be by telephone. Please contact Krista Engel at (785) 296-7286 by March 18, 2016 no later than 4:00 pm to confirm you will attend the review and whether you will participate in person or via telephone. If we do not hear from you, as requested above, or you do not attend the review, DHCF will proceed with the termination.

Sincerely,



Jason Osterhaus
Program Integrity Unit Manager
KDHE Division of Health Care Finance

Page Two

March 10, 2016

Planned Parenthood of the St Louis Region

C: US Department of Health and Human Services, Office of the Inspector General
Provider, regular mail
Susan Mosier, MD, Secretary KDHE
Darian Dernovish, Interim Deputy Chief Counsel, KDHE
Michael Randol, Director, KDHE/DHCF
Christiane Swartz, Deputy Medicaid Director, KDHE/DHCF
Roxana Alexander, Provider/Consumer Relations Manager, KDHE/DHCF
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governor@ks.gov

Sam Brownback, Governor

January 12, 2016

Susan Mosier, M.D., Secretary
Kansas Department of Health and Environment
1000 S.W. Jackson
Topeka, Kansas 66612

Dear Secretary Mosier:

This letter is to direct your agency to take all necessary steps to terminate Planned Parenthood of Kansas and Mid-Missouri and all associated medical providers from Kansas Medicaid, including KanCare. My direction to you is based on their affiliation with the national Planned Parenthood Federation of America (PPFA) and other information provided by your agency.

The medical needs of the women of Kansas who are members of Medicaid are well served by the excellent women's health care providers that will remain on Medicaid's and KanCare's robust provider networks. Kansans deserve a higher quality of services, more transparency, and more fiscal responsibility than has been shown by the PPFA and, either directly or by association, by Planned Parenthood of Kansas and Mid-Missouri.

Accordingly, I am directing you to terminate Planned Parenthood of Kansas and Mid-Missouri, and any other individual providers that are affiliated with Planned Parenthood, from participation in Kansas Medicaid, including KanCare, following the provision of appropriate notice to those providers.

Sincerely,

A handwritten signature in black ink that reads "Sam Brownback". The signature is written in a cursive, flowing style.

Sam Brownback
Governor

Exhibit B

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Planned Parenthood attorneys have claimed that the facility did not "hinder" the waste inspection, and that the move was to protect patient and staff privacy. However, the facility's lack of cooperation with the inspection causes the State concern that further investigation could have led to discoveries of solid waste violations, in addition to discoveries like those identified in the videos of other national PPFA affiliates.

Claims Submission Concerns

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Susan Mosier, MD, Secretary

Department of Health & Environment

Sam Brownback, Governor

March 10, 2016

Mary-Jo Drake
4401 W 109th St, Suite 200
Overland Park, KS 66211-1303

RE: Notice of Intent to Terminate Provider #: 100281810C NPI#: 1215067921

Sent Certified, Return Receipt Requested

Dear Provider:

At the direction of Governor Sam Brownback as set forth in his letter to Secretary Susan Mosier, M.D., of the Kansas Department of Health and Environment (KDHE), attached hereto as Exhibit A, the KDHE Division of Health Care Finance (DHCF) intends to terminate your participation in the Kansas Medical Assistance Program (KMAP) pursuant to KAR 30-5-60(a):

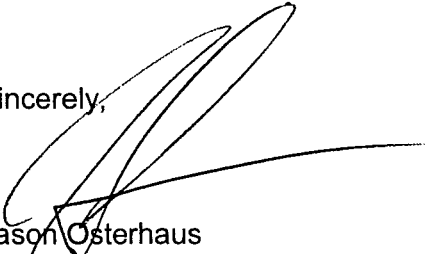
- (2) noncompliance with applicable state laws, administrative regulations, or program issuances concerning medical providers;
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- (9) unethical or unprofessional conduct;
- and
- (17) other good cause.

Information supporting these findings is attached hereto as Exhibit B.

You are entitled to an administrative review before representatives of DHCF to explain why you should remain a KMAP provider. At the review, you have the opportunity to present any relevant evidence on the question of continuing participation in KMAP. DHCF will consider all evidence presented.

Your administrative review is on March 22, 2016 at 2:00 pm and will take place in Topeka at the office of DHCF unless you request it be by telephone. Please contact Krista Engel at (785) 296-7286 by March 18, 2016 no later than 4:00 pm to confirm you will attend the review and whether you will participate in person or via telephone. If we do not hear from you, as requested above, or you do not attend the review, DHCF will proceed with the termination.

Sincerely,



Jason Osterhaus
Program Integrity Unit Manager
KDHE Division of Health Care Finance

Page Two
March 10, 2016
Mary-Jo Drake

C: US Department of Health and Human Services, Office of the Inspector General
Provider, regular mail
Susan Mosier, MD, Secretary KDHE
Darian Dernovish, Interim Deputy Chief Counsel, KDHE
Michael Randol, Director, KDHE/DHCF
Christiane Swartz, Deputy Medicaid Director, KDHE/DHCF
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Sam Brownback, Governor

January 12, 2016

Susan Mosier, M.D., Secretary
Kansas Department of Health and Environment
1000 S.W. Jackson
Topeka, Kansas 66612

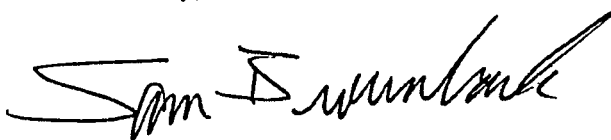
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Susan Mosier, MD, Secretary

Department of Health & Environment

Sam Brownback, Governor

March 10, 2016

Justine N. Flory
4401 W 109th St, Suite 200
Overland Park, KS 66211-1303

RE: Notice of Intent to Terminate Provider #s: 200879280A NPI#s: 1154619864

Sent Certified, Return Receipt Requested

Dear Provider:

At the direction of Governor Sam Brownback as set forth in his letter to Secretary Susan Mosier, M.D., of the Kansas Department of Health and Environment (KDHE), attached hereto as Exhibit A, the KDHE Division of Health Care Finance (DHCF) intends to terminate your participation in the Kansas Medical Assistance Program (KMAP) pursuant to KAR 30-5-60(a):


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Your administrative review is on March 23, 2016 at 12:00 pm and will take place in Topeka at the office of DHCF unless you request it be by telephone. Please contact Krista Engel at (785) 296-7286 by March 18, 2016 no later than 4:00 pm to confirm you will attend the review and whether you will participate in person or via telephone. If we do not hear from you, as requested above, or you do not attend the review, DHCF will proceed with the termination.

Sincerely,



Jason Osterhaus
Program Integrity Unit Manager
KDHE Division of Health Care Finance

Page Two
March 10, 2016
Justine N. Flory

C: US Department of Health and Human Services, Office of the Inspector General
Provider, regular mail
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January 12, 2016

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Kansas' neighboring states have identified potentially fraudulent Medicaid claims from the PPFA affiliates in those states and nationally as grounds for terminating the Medicaid participation of their respective states' PPFA affiliates. Oklahoma Gov. Mary Fallin, in her November 18, 2015 letter to the director of Oklahoma Medicaid, noted one pending case in Oklahoma where it is alleged that a Tulsa Planned Parenthood affiliate submitted nearly one-half million false claims and received payment of nearly \$28 million for those claims (U.S. ex rel. Thayer v. Planned Parenthood of the Heartland). In addition, both Gov. Fallin's letter and the Texas HHSC OIG's October 19 letter reference a recent Texas case where a Texas PPFA affiliate paid \$4.3 million to settle fraud issues.

Gov. Fallin's letter also highlights national research by the Alliance Defending Freedom, in its 2015 report to Congress, suggesting that Oklahoma and other national PPFA affiliates "engage in a pattern of practices resulting in the overbilling of state Medicaid programs."

RECEIVED MAR 14 2016

Division of Health Care Finance
Landon State Office Building
900 SW Jackson, Suite 900 N
Topeka, Kansas 66612-1220



Phone: 785-296-3981
Fax: 785-296-4813
www.kdheks.gov

Susan Mosier, MD, Secretary

Department of Health & Environment

Sam Brownback, Governor

March 10, 2016

Viola J. Johnson
4401 W 109th St, Suite 200
Overland Park, KS 66211-1303

RE: Notice of Intent to Terminate Provider #s: 100643140B NPI#s: 1093849135

Sent Certified, Return Receipt Requested

Dear Provider:

At the direction of Governor Sam Brownback as set forth in his letter to Secretary Susan Mosier, M.D., of the Kansas Department of Health and Environment (KDHE), attached hereto as Exhibit A, the KDHE Division of Health Care Finance (DHCF) intends to terminate your participation in the Kansas Medical Assistance Program (KMAP) pursuant to KAR 30-5-60(a):

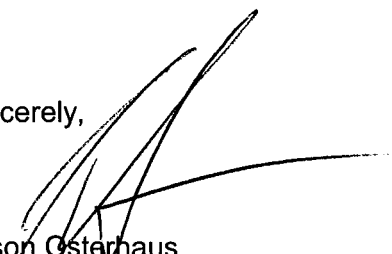
- (2) noncompliance with applicable state laws, administrative regulations, or program issuances concerning medical providers;
- (3) noncompliance with the terms of a provider agreement;
- (9) unethical or unprofessional conduct;
- and
- (17) other good cause.

Information supporting these findings is attached hereto as Exhibit B.

You are entitled to an administrative review before representatives of DHCF to explain why you should remain a KMAP provider. At the review, you have the opportunity to present any relevant evidence on the question of continuing participation in KMAP. DHCF will consider all evidence presented.

Your administrative review is on March 22, 2016 at 9:00 am and will take place in Topeka at the office of DHCF unless you request it be by telephone. Please contact Krista Engel at (785) 296-7286 by March 18, 2016 no later than 4:00 pm to confirm you will attend the review and whether you will participate in person or via telephone. If we do not hear from you, as requested above, or you do not attend the review, DHCF will proceed with the termination.

Sincerely,



Jason Osterhaus
Program Integrity Unit Manager
KDHE Division of Health Care Finance

Page Two

March 10, 2016

Viola J. Johnson

C: US Department of Health and Human Services, Office of the Inspector General
Provider, regular mail
Susan Mosier, MD, Secretary KDHE
Darian Dernovish, Interim Deputy Chief Counsel, KDHE
Michael Randol, Director, KDHE/DHCF
Christiane Swartz, Deputy Medicaid Director, KDHE/DHCF
Roxana Alexander, Provider/Consumer Relations Manager, KDHE/DHCF
Krista Engel, Fraud/Utilization Review Manager, KDHE/DHCF
Loren Snell, Medicaid Fraud Control Unit of the Attorney General's Office
Kevin Scott, Hewlett Packard Enterprise
Amy Oglesby, Hewlett Packard Enterprise
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Tim Spilker, UnitedHealthcare of the Midwest Inc.
Crisha Warren, UnitedHealthcare of the Midwest Inc.
Margarita Zuniga, UnitedHealthcare of the Midwest Inc.

Capitol Building
Room 241-South
300 SW 10th Street
Topeka, KS 66612



Phone: (785) 296-3232
Fax: (785) 368-8788
governor@ks.gov

Sam Brownback, Governor

January 12, 2016

Susan Mosier, M.D., Secretary
Kansas Department of Health and Environment
1000 S.W. Jackson
Topeka, Kansas 66612

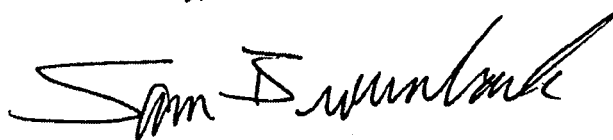
Dear Secretary Mosier:

This letter is to direct your agency to take all necessary steps to terminate Planned Parenthood of Kansas and Mid-Missouri and all associated medical providers from Kansas Medicaid, including KanCare. My direction to you is based on their affiliation with the national Planned Parenthood Federation of America (PPFA) and other information provided by your agency.

The medical needs of the women of Kansas who are members of Medicaid are well served by the excellent women's health care providers that will remain on Medicaid's and KanCare's robust provider networks. Kansans deserve a higher quality of services, more transparency, and more fiscal responsibility than has been shown by the PPFA and, either directly or by association, by Planned Parenthood of Kansas and Mid-Missouri.

Accordingly, I am directing you to terminate Planned Parenthood of Kansas and Mid-Missouri, and any other individual providers that are affiliated with Planned Parenthood, from participation in Kansas Medicaid, including KanCare, following the provision of appropriate notice to those providers.

Sincerely,



Sam Brownback
Governor

Exhibit B

Video Evidence Regarding PPFA Clinics

Planned Parenthood of Kansas and Mid-Missouri is affiliated with the PPFA. As a result, it abides by the medical and operational standards of the national organization. Extensive video evidence from across the country indicates practices by PPFA affiliates that warrant termination of PPFA's Kansas affiliates under Kansas law and regulations. Other states have recently taken similar action against PPFA affiliates as a result of information revealed in these videos. For example, the Inspector General of the Texas Health and Human Services Commission, in its letter to a Houston Planned Parenthood clinic dated October 19, 2015, PPFA clinics in Texas and across the country, noted that PPFA repeatedly violated the minimum standards of medical care by: (a) Practicing a policy of agreeing to procure fetal tissue even if it means altering the timing or method of an abortion; (b) Failing to prevent conditions that allow the spread of infectious disease among employees, patients and the general public; and (c) Failing to adequately train staff with regards to the handling of fetal blood and tissue so that they meet the minimum standards, or if training was performed, failure to comply with such training. In addition to falling below the minimum medical standard of care, they also are in violation of federal law and regulations. See 42 U.S.C. 289g-1; 29 C.F.R. 1910.1030.

The Texas HHSC OIG further noted that "video footage of the Medical Director of PPFA...appears to not only condone such program violations but also endorse them. This suggests that the program violations...reflect PPFA national policy or accepted practice...."

Failure to Cooperate with Solid Waste Disposal Inspections

On December 16, 2015, the Overland Park Planned Parenthood clinic refused to allow a Kansas Department of Health and Environment solid waste inspector to complete her inspection and photograph certain portions of its facility. The inspector was allowed to inspect the waste receptacles in only two exam rooms. After that, the inspector was stopped by Planned Parenthood staff and told to cease taking pictures. The facility took this position in spite of the fact that the inspector presented them with an administrative search warrant signed by a Johnson County judge. The KDHE inspector uses photographs as a tool to "gather information of existing conditions and procedures," as permitted by K.A.R. 28-29-16(a).

Planned Parenthood attorneys have claimed that the facility did not "hinder" the waste inspection, and that the move was to protect patient and staff privacy. However, the facility's lack of cooperation with the inspection causes the State concern that further investigation could have led to discoveries of solid waste violations, in addition to discoveries like those identified in the videos of other national PPFA affiliates.

Claims Submission Concerns

Kansas' neighboring states have identified potentially fraudulent Medicaid claims from the PPFA affiliates in those states and nationally as grounds for terminating the Medicaid participation of their respective states' PPFA affiliates. Oklahoma Gov. Mary Fallin, in her November 18, 2015 letter to the director of Oklahoma Medicaid, noted one pending case in Oklahoma where it is alleged that a Tulsa Planned Parenthood affiliate submitted nearly one-half million false claims and received payment of nearly \$28 million for those claims (U.S. ex rel. Thayer v. Planned Parenthood of the Heartland). In addition, both Gov. Fallin's letter and the Texas HHSC OIG's October 19 letter reference a recent Texas case where a Texas PPFA affiliate paid \$4.3 million to settle fraud issues.

Gov. Fallin's letter also highlights national research by the Alliance Defending Freedom, in its 2015 report to Congress, suggesting that Oklahoma and other national PPFA affiliates "engage in a pattern of practices resulting in the overbilling of state Medicaid programs."

RECEIVED MAP 14 2016

Division of Health Care Finance
Landon State Office Building
900 SW Jackson, Suite 900 N
Topeka, Kansas 66612-1220



Phone: 785-296-3981
Fax: 785-296-4813
www.kdheks.gov

Susan Mosier, MD, Secretary

Department of Health & Environment

Sam Brownback, Governor

March 10, 2016

Kathleen K. Kafka
4401 W 109th St, Suite 200
Overland Park, KS 66211-1303

RE: Notice of Intent to Terminate Provider #s: 200963770A; 200963770B NPI#s: 1366644346

Sent Certified, Return Receipt Requested

Dear Provider:

At the direction of Governor Sam Brownback as set forth in his letter to Secretary Susan Mosier, M.D., of the Kansas Department of Health and Environment (KDHE), attached hereto as Exhibit A, the KDHE Division of Health Care Finance (DHCF) intends to terminate your participation in the Kansas Medical Assistance Program (KMAP) pursuant to KAR 30-5-60(a):

- (2) noncompliance with applicable state laws, administrative regulations, or program issuances concerning medical providers;
- (3) noncompliance with the terms of a provider agreement;
- (9) unethical or unprofessional conduct;
- and
- (17) other good cause.

Information supporting these findings is attached hereto as Exhibit B.

You are entitled to an administrative review before representatives of DHCF to explain why you should remain a KMAP provider. At the review, you have the opportunity to present any relevant evidence on the question of continuing participation in KMAP. DHCF will consider all evidence presented.

Your administrative review is on March 23, 2016 at 1:00 pm and will take place in Topeka at the office of DHCF unless you request it be by telephone. Please contact Krista Engel at (785) 296-7286 by March 18, 2016 no later than 4:00 pm to confirm you will attend the review and whether you will participate in person or via telephone. If we do not hear from you, as requested above, or you do not attend the review, DHCF will proceed with the termination.

Sincerely,

Jason Osterhaus
Program Integrity Unit Manager
KDHE Division of Health Care Finance

Page Two
March 10, 2016
Kathleen K. Kafka

C: US Department of Health and Human Services, Office of the Inspector General
Provider, regular mail
Susan Mosier, MD, Secretary KDHE
Darian Dernovish, Interim Deputy Chief Counsel, KDHE
Michael Randol, Director, KDHE/DHCF
Christiane Swartz, Deputy Medicaid Director, KDHE/DHCF
Roxana Alexander, Provider/Consumer Relations Manager, KDHE/DHCF
Krista Engel, Fraud/Utilization Review Manager, KDHE/DHCF
Loren Snell, Medicaid Fraud Control Unit of the Attorney General's Office
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Capitol Building
Room 241-South
300 SW 10th Street
Topeka, KS 66612



Phone: (785) 296-3232
Fax: (785) 368-8788
governor@ks.gov

Sam Brownback, Governor

January 12, 2016

Susan Mosier, M.D., Secretary
Kansas Department of Health and Environment
1000 S.W. Jackson
Topeka, Kansas 66612

Dear Secretary Mosier:

This letter is to direct your agency to take all necessary steps to terminate Planned Parenthood of Kansas and Mid-Missouri and all associated medical providers from Kansas Medicaid, including KanCare. My direction to you is based on their affiliation with the national Planned Parenthood Federation of America (PPFA) and other information provided by your agency.

The medical needs of the women of Kansas who are members of Medicaid are well served by the excellent women's health care providers that will remain on Medicaid's and KanCare's robust provider networks. Kansans deserve a higher quality of services, more transparency, and more fiscal responsibility than has been shown by the PPFA and, either directly or by association, by Planned Parenthood of Kansas and Mid-Missouri.

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Sincerely,

Sam Brownback
Governor

Exhibit B

Video Evidence Regarding PPFA Clinics

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Planned Parenthood attorneys have claimed that the facility did not "hinder" the waste inspection, and that the move was to protect patient and staff privacy. However, the facility's lack of cooperation with the inspection causes the State concern that further investigation could have led to discoveries of solid waste violations, in addition to discoveries like those identified in the videos of other national PPFA affiliates.

Claims Submission Concerns

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Division of Health Care Finance
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900 SW Jackson, Suite 900 N
Topeka, Kansas 66612-1220



Phone: 785-296-3981
Fax: 785-296-4813
www.kdheks.gov

Susan Mosier, MD, Secretary

Department of Health & Environment

Sam Brownback, Governor

March 10, 2016

Sarah J. Kearns
4401 W 109th St, Suite 200
Overland Park, KS 66211-1303

RE: Notice of Intent to Terminate Provider #s: 200966120A NPI#s: 1205194354

Sent Certified, Return Receipt Requested

Dear Provider:

At the direction of Governor Sam Brownback as set forth in his letter to Secretary Susan Mosier, M.D., of the Kansas Department of Health and Environment (KDHE), attached hereto as Exhibit A, the KDHE Division of Health Care Finance (DHCF) intends to terminate your participation in the Kansas Medical Assistance Program (KMAP) pursuant to KAR 30-5-60(a):

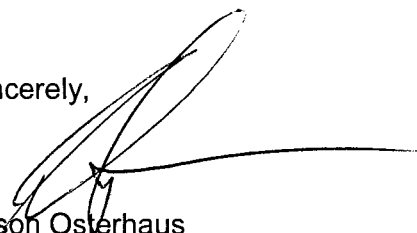
- (2) noncompliance with applicable state laws, administrative regulations, or program issuances concerning medical providers;
- (3) noncompliance with the terms of a provider agreement;
- (9) unethical or unprofessional conduct;
- and
- (17) other good cause.

Information supporting these findings is attached hereto as Exhibit B.

You are entitled to an administrative review before representatives of DHCF to explain why you should remain a KMAP provider. At the review, you have the opportunity to present any relevant evidence on the question of continuing participation in KMAP. DHCF will consider all evidence presented.

Your administrative review is on March 23, 2016 at 3:00 pm and will take place in Topeka at the office of DHCF unless you request it be by telephone. Please contact Krista Engel at (785) 296-7286 by March 18, 2016 no later than 4:00 pm to confirm you will attend the review and whether you will participate in person or via telephone. If we do not hear from you, as requested above, or you do not attend the review, DHCF will proceed with the termination.

Sincerely,



Jason Osterhaus
Program Integrity Unit Manager
KDHE Division of Health Care Finance

Page Two
March 10, 2016
Sarah J. Kearns

C: US Department of Health and Human Services, Office of the Inspector General
Provider, regular mail
Susan Mosier, MD, Secretary KDHE
Darian Dernovish, Interim Deputy Chief Counsel, KDHE
Michael Randol, Director, KDHE/DHCF
Christiane Swartz, Deputy Medicaid Director, KDHE/DHCF
Roxana Alexander, Provider/Consumer Relations Manager, KDHE/DHCF
Krista Engel, Fraud/Utilization Review Manager, KDHE/DHCF
Loren Snell, Medicaid Fraud Control Unit of the Attorney General's Office
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Crisha Warren, UnitedHealthcare of the Midwest Inc.
Margarita Zuniga, UnitedHealthcare of the Midwest Inc.

Capitol Building
Room 241-South
300 SW 10th Street
Topeka, KS 66612



Phone: (785) 296-3232
Fax: (785) 368-8788
governor@ks.gov

Sam Brownback, Governor

January 12, 2016

Susan Mosier, M.D., Secretary
Kansas Department of Health and Environment
1000 S.W. Jackson
Topeka, Kansas 66612

Dear Secretary Mosier:

This letter is to direct your agency to take all necessary steps to terminate Planned Parenthood of Kansas and Mid-Missouri and all associated medical providers from Kansas Medicaid, including KanCare. My direction to you is based on their affiliation with the national Planned Parenthood Federation of America (PPFA) and other information provided by your agency.

The medical needs of the women of Kansas who are members of Medicaid are well served by the excellent women's health care providers that will remain on Medicaid's and KanCare's robust provider networks. Kansans deserve a higher quality of services, more transparency, and more fiscal responsibility than has been shown by the PPFA and, either directly or by association, by Planned Parenthood of Kansas and Mid-Missouri.

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Sincerely,

Sam Brownback
Governor

Exhibit B

Video Evidence Regarding PPFA Clinics

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Phone: 785-296-3981
Fax: 785-296-4813
www.kdheks.gov

Susan Mosier, MD, Secretary

Department of Health & Environment

Sam Brownback, Governor

March 10, 2016

Sharon Keogh
4251 Forest Park Ave
Saint Louis, MO 63108-2810

RE: Notice of Intent to Terminate Provider #: 100253090B NPI#: 1598752313

Sent Certified, Return Receipt Requested

Dear Provider:

At the direction of Governor Sam Brownback as set forth in his letter to Secretary Susan Mosier, M.D., of the Kansas Department of Health and Environment (KDHE), attached hereto as Exhibit A, the KDHE Division of Health Care Finance (DHCF) intends to terminate your participation in the Kansas Medical Assistance Program (KMAP) pursuant to KAR 30-5-60(a):

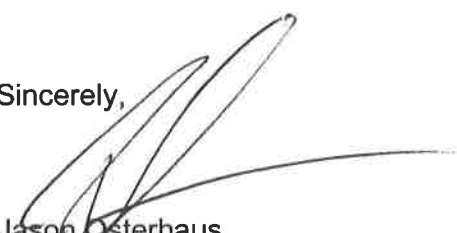
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- and
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Information supporting these findings is attached hereto as Exhibit B.

You are entitled to an administrative review before representatives of DHCF to explain why you should remain a KMAP provider. At the review, you have the opportunity to present any relevant evidence on the question of continuing participation in KMAP. DHCF will consider all evidence presented.

Your administrative review is on March 22, 2016 at 12:00 pm and will take place in Topeka at the office of DHCF unless you request it be by telephone. Please contact Krista Engel at (785) 296-7286 by March 18, 2016 no later than 4:00 pm to confirm you will attend the review and whether you will participate in person or via telephone. If we do not hear from you, as requested above, or you do not attend the review, DHCF will proceed with the termination.

Sincerely,



Jason Osterhaus
Program Integrity Unit Manager
KDHE Division of Health Care Finance

Capitol Building
Room 241-South
300 SW 10th Street
Topeka, KS 66612



Phone: (785) 296-3232
Fax: (785) 368-8788
governor@ks.gov

Sam Brownback, Governor

January 12, 2016

Susan Mosier, M.D., Secretary
Kansas Department of Health and Environment
1000 S.W. Jackson
Topeka, Kansas 66612

Dear Secretary Mosier:

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Sincerely,

A handwritten signature in black ink, appearing to read "Sam Brownback", is written over a horizontal line.

Sam Brownback
Governor

Exhibit B

Video Evidence Regarding PPFA Clinics

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Claims Submission Concerns

Kansas' neighboring states have identified potentially fraudulent Medicaid claims from the PPFA affiliates in those states and nationally as grounds for terminating the Medicaid participation of their respective states' PPFA affiliates. Oklahoma Gov. Mary Fallin, in her November 18, 2015 letter to the director of Oklahoma Medicaid, noted one pending case in Oklahoma where it is alleged that a Tulsa Planned Parenthood affiliate submitted nearly one-half million false claims and received payment of nearly \$28 million for those claims (U.S. ex rel. Thayer v. Planned Parenthood of the Heartland). In addition, both Gov. Fallin's letter and the Texas HHSC OIG's October 19 letter reference a recent Texas case where a Texas PPFA affiliate paid \$4.3 million to settle fraud issues.

Gov. Fallin's letter also highlights national research by the Alliance Defending Freedom, in its 2015 report to Congress, suggesting that Oklahoma and other national PPFA affiliates "engage in a pattern of practices resulting in the overbilling of state Medicaid programs."

RECEIVED MAR 14 2016

Division of Health Care Finance
Landon State Office Building
900 SW Jackson, Suite 900 N
Topeka, Kansas 66612-1220



Phone: 785-296-3981
Fax: 785-296-4813
www.kdheks.gov

Susan Mosier, MD, Secretary

Department of Health & Environment

Sam Brownback, Governor

March 10, 2016

Cheryl Lyon
4401 W 109th St, Suite 200
Overland Park, KS 66211-1303

RE: Notice of Intent to Terminate Provider #s: 201087910A NPI#s: 1427048859

Sent Certified, Return Receipt Requested

Dear Provider:

At the direction of Governor Sam Brownback as set forth in his letter to Secretary Susan Mosier, M.D., of the Kansas Department of Health and Environment (KDHE), attached hereto as Exhibit A, the KDHE Division of Health Care Finance (DHCF) intends to terminate your participation in the Kansas Medical Assistance Program (KMAP) pursuant to KAR 30-5-60(a):

- (2) noncompliance with applicable state laws, administrative regulations, or program issuances concerning medical providers;
- (3) noncompliance with the terms of a provider agreement;
- (9) unethical or unprofessional conduct;
- and
- (17) other good cause.

Information supporting these findings is attached hereto as Exhibit B.

You are entitled to an administrative review before representatives of DHCF to explain why you should remain a KMAP provider. At the review, you have the opportunity to present any relevant evidence on the question of continuing participation in KMAP. DHCF will consider all evidence presented.

Your administrative review is on March 24, 2016 at 11:00 am and will take place in Topeka at the office of DHCF unless you request it be by telephone. Please contact Krista Engel at (785) 296-7286 by March 18, 2016 no later than 4:00 pm to confirm you will attend the review and whether you will participate in person or via telephone. If we do not hear from you, as requested above, or you do not attend the review, DHCF will proceed with the termination.

Sincerely,

Jason Osterhaus
Program Integrity Unit Manager
KDHE Division of Health Care Finance

Page Two
March 10, 2016
Cheryl Lyon

C: US Department of Health and Human Services, Office of the Inspector General
Provider, regular mail
Susan Mosier, MD, Secretary KDHE
Darian Dernovich, Interim Deputy Chief Counsel, KDHE
Michael Randol, Director, KDHE/DHCF
Christiane Swartz, Deputy Medicaid Director, KDHE/DHCF
Roxana Alexander, Provider/Consumer Relations Manager, KDHE/DHCF
Krista Engel, Fraud/Utilization Review Manager, KDHE/DHCF
Loren Snell, Medicaid Fraud Control Unit of the Attorney General's Office
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Capitol Building
Room 241-South
300 SW 10th Street
Topeka, KS 66612



Phone: (785) 296-3232
Fax: (785) 368-8788
governor@ks.gov

Sam Brownback, Governor

January 12, 2016

Susan Mosier, M.D., Secretary
Kansas Department of Health and Environment
1000 S.W. Jackson
Topeka, Kansas 66612

Dear Secretary Mosier:

This letter is to direct your agency to take all necessary steps to terminate Planned Parenthood of Kansas and Mid-Missouri and all associated medical providers from Kansas Medicaid, including KanCare. My direction to you is based on their affiliation with the national Planned Parenthood Federation of America (PPFA) and other information provided by your agency.

The medical needs of the women of Kansas who are members of Medicaid are well served by the excellent women's health care providers that will remain on Medicaid's and KanCare's robust provider networks. Kansans deserve a higher quality of services, more transparency, and more fiscal responsibility than has been shown by the PPFA and, either directly or by association, by Planned Parenthood of Kansas and Mid-Missouri.

Accordingly, I am directing you to terminate Planned Parenthood of Kansas and Mid-Missouri, and any other individual providers that are affiliated with Planned Parenthood, from participation in Kansas Medicaid, including KanCare, following the provision of appropriate notice to those providers.

Sincerely,

Sam Brownback
Governor

Exhibit B

Video Evidence Regarding PPFA Clinics

Planned Parenthood of Kansas and Mid-Missouri is affiliated with the PPFA. As a result, it abides by the medical and operational standards of the national organization. Extensive video evidence from across the country indicates practices by PPFA affiliates that warrant termination of PPFA's Kansas affiliates under Kansas law and regulations. Other states have recently taken similar action against PPFA affiliates as a result of information revealed in these videos. For example, the Inspector General of the Texas Health and Human Services Commission, in its letter to a Houston Planned Parenthood clinic dated October 19, 2015, PPFA clinics in Texas and across the country, noted that PPFA repeatedly violated the minimum standards of medical care by: (a) Practicing a policy of agreeing to procure fetal tissue even if it means altering the timing or method of an abortion; (b) Failing to prevent conditions that allow the spread of infectious disease among employees, patients and the general public; and (c) Failing to adequately train staff with regards to the handling of fetal blood and tissue so that they meet the minimum standards, or if training was performed, failure to comply with such training. In addition to falling below the minimum medical standard of care, they also are in violation of federal law and regulations. See 42 U.S.C. 289g-1; 29 C.F.R. 1910.1030.

The Texas HHSC OIG further noted that “video footage of the Medical Director of PPFA...appears to not only condone such program violations but also endorse them. This suggests that the program violations...reflect PPFA national policy or accepted practice....”

Failure to Cooperate with Solid Waste Disposal Inspections

On December 16, 2015, the Overland Park Planned Parenthood clinic refused to allow a Kansas Department of Health and Environment solid waste inspector to complete her inspection and photograph certain portions of its facility. The inspector was allowed to inspect the waste receptacles in only two exam rooms. After that, the inspector was stopped by Planned Parenthood staff and told to cease taking pictures. The facility took this position in spite of the fact that the inspector presented them with an administrative search warrant signed by a Johnson County judge. The KDHE inspector uses photographs as a tool to “gather information of existing conditions and procedures,” as permitted by K.A.R. 28-29-16(a).

Planned Parenthood attorneys have claimed that the facility did not “hinder” the waste inspection, and that the move was to protect patient and staff privacy. However, the facility's lack of cooperation with the inspection causes the State concern that further investigation could have led to discoveries of solid waste violations, in addition to discoveries like those identified in the videos of other national PPFA affiliates.

Claims Submission Concerns

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Division of Health Care Finance
Landon State Office Building
900 SW Jackson, Suite 900 N
Topeka, Kansas 66612-1220



Phone: 785-296-3981
Fax: 785-296-4813
www.kdheks.gov

Susan Mosier, MD, Secretary

Department of Health & Environment

Sam Brownback, Governor

March 10, 2016

Kristin Metcalf Wilson
4401 W 109th St, Suite 200
Overland Park, KS 66211-1303

RE: Notice of Intent to Terminate Provider #s: 201087920A NPI#s: 1124151246

Sent Certified, Return Receipt Requested

Dear Provider:

At the direction of Governor Sam Brownback as set forth in his letter to Secretary Susan Mosier, M.D., of the Kansas Department of Health and Environment (KDHE), attached hereto as Exhibit A, the KDHE Division of Health Care Finance (DHCF) intends to terminate your participation in the Kansas Medical Assistance Program (KMAP) pursuant to KAR 30-5-60(a):

- (2) noncompliance with applicable state laws, administrative regulations, or program issuances concerning medical providers;
- (3) noncompliance with the terms of a provider agreement;
- (9) unethical or unprofessional conduct;
- and
- (17) other good cause.

Information supporting these findings is attached hereto as Exhibit B.

You are entitled to an administrative review before representatives of DHCF to explain why you should remain a KMAP provider. At the review, you have the opportunity to present any relevant evidence on the question of continuing participation in KMAP. DHCF will consider all evidence presented.

Your administrative review is on March 24, 2016 at 12:00 pm and will take place in Topeka at the office of DHCF unless you request it be by telephone. Please contact Krista Engel at (785) 296-7286 by March 18, 2016 no later than 4:00 pm to confirm you will attend the review and whether you will participate in person or via telephone. If we do not hear from you, as requested above, or you do not attend the review, DHCF will proceed with the termination.

Sincerely,

Jason Osterhaus
Program Integrity Unit Manager
KDHE Division of Health Care Finance

Page Two
March 10, 2016
Kristin Metcalf Wilson

C: US Department of Health and Human Services, Office of the Inspector General
Provider, regular mail
Susan Mosier, MD, Secretary KDHE
Darian Dernovish, Interim Deputy Chief Counsel, KDHE
Michael Randol, Director, KDHE/DHCF
Christiane Swartz, Deputy Medicaid Director, KDHE/DHCF
Roxana Alexander, Provider/Consumer Relations Manager, KDHE/DHCF
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Capitol Building
Room 241-South
300 SW 10th Street
Topeka, KS 66612



Phone: (785) 296-3232
Fax: (785) 368-8788
governor@ks.gov

Sam Brownback, Governor

January 12, 2016

Susan Mosier, M.D., Secretary
Kansas Department of Health and Environment
1000 S.W. Jackson
Topeka, Kansas 66612

Dear Secretary Mosier:

This letter is to direct your agency to take all necessary steps to terminate Planned Parenthood of Kansas and Mid-Missouri and all associated medical providers from Kansas Medicaid, including KanCare. My direction to you is based on their affiliation with the national Planned Parenthood Federation of America (PPFA) and other information provided by your agency.

The medical needs of the women of Kansas who are members of Medicaid are well served by the excellent women's health care providers that will remain on Medicaid's and KanCare's robust provider networks. Kansans deserve a higher quality of services, more transparency, and more fiscal responsibility than has been shown by the PPFA and, either directly or by association, by Planned Parenthood of Kansas and Mid-Missouri.

Accordingly, I am directing you to terminate Planned Parenthood of Kansas and Mid-Missouri, and any other individual providers that are affiliated with Planned Parenthood, from participation in Kansas Medicaid, including KanCare, following the provision of appropriate notice to those providers.

Sincerely,

Sam Brownback
Governor

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On December 16, 2015, the Overland Park Planned Parenthood clinic refused to allow a Kansas Department of Health and Environment solid waste inspector to complete her inspection and photograph certain portions of its facility. The inspector was allowed to inspect the waste receptacles in only two exam rooms. After that, the inspector was stopped by Planned Parenthood staff and told to cease taking pictures. The facility took this position in spite of the fact that the inspector presented them with an administrative search warrant signed by a Johnson County judge. The KDHE inspector uses photographs as a tool to "gather information of existing conditions and procedures," as permitted by K.A.R. 28-29-16(a).

Planned Parenthood attorneys have claimed that the facility did not "hinder" the waste inspection, and that the move was to protect patient and staff privacy. However, the facility's lack of cooperation with the inspection causes the State concern that further investigation could have led to discoveries of solid waste violations, in addition to discoveries like those identified in the videos of other national PPFA affiliates.

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Division of Health Care Finance
Landon State Office Building
900 SW Jackson, Suite 900 N
Topeka, Kansas 66612-1220



Phone: 785-296-3981
Fax: 785-296-4813
www.kdheks.gov

Susan Mosier, MD, Secretary

Department of Health & Environment

Sam Brownback, Governor

March 10, 2016

Orrin A. Moore
4401 W 109th St, Suite 200
Overland Park, KS 66211-1303

RE: Notice of Intent to Terminate Provider #s: 200282660A; 200282660B NPI#s: 1053441659

Sent Certified, Return Receipt Requested

Dear Provider:

At the direction of Governor Sam Brownback as set forth in his letter to Secretary Susan Mosier, M.D., of the Kansas Department of Health and Environment (KDHE), attached hereto as Exhibit A, the KDHE Division of Health Care Finance (DHCF) intends to terminate your participation in the Kansas Medical Assistance Program (KMAP) pursuant to KAR 30-5-60(a):

- (2) noncompliance with applicable state laws, administrative regulations, or program issuances concerning medical providers;
- (3) noncompliance with the terms of a provider agreement;
- (9) unethical or unprofessional conduct;
- and
- (17) other good cause.

Information supporting these findings is attached hereto as Exhibit B.

You are entitled to an administrative review before representatives of DHCF to explain why you should remain a KMAP provider. At the review, you have the opportunity to present any relevant evidence on the question of continuing participation in KMAP. DHCF will consider all evidence presented.

Your administrative review is on March 22, 2016 at 3:00 pm and will take place in Topeka at the office of DHCF unless you request it be by telephone. Please contact Krista Engel at (785) 296-7286 by March 18, 2016 no later than 4:00 pm to confirm you will attend the review and whether you will participate in person or via telephone. If we do not hear from you, as requested above, or you do not attend the review, DHCF will proceed with the termination.

Sincerely,

Jason Osterhaus
Program Integrity Unit Manager
KDHE Division of Health Care Finance

Page Two
March 10, 2016
Orrin A. Moore

C: US Department of Health and Human Services, Office of the Inspector General
Provider, regular mail
Susan Mosier, MD, Secretary KDHE
Darian Dernovish, Interim Deputy Chief Counsel, KDHE
Michael Randol, Director, KDHE/DHCF
Christiane Swartz, Deputy Medicaid Director, KDHE/DHCF
Roxana Alexander, Provider/Consumer Relations Manager, KDHE/DHCF
Krista Engel, Fraud/Utilization Review Manager, KDHE/DHCF
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Crisha Warren, UnitedHealthcare of the Midwest Inc.
Margarita Zuniga, UnitedHealthcare of the Midwest Inc.

Capitol Building
Room 241-South
300 SW 10th Street
Topeka, KS 66612



Phone: (785) 296-3232
Fax: (785) 368-8788
governor@ks.gov

Sam Brownback, Governor

January 12, 2016

Susan Mosier, M.D., Secretary
Kansas Department of Health and Environment
1000 S.W. Jackson
Topeka, Kansas 66612

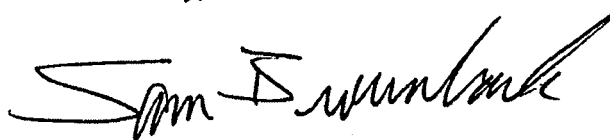
Dear Secretary Mosier:

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Sam Brownback
Governor

Exhibit B

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RECEIVED MAR 14 2016

Division of Health Care Finance
Landon State Office Building
900 SW Jackson, Suite 900 N
Topeka, Kansas 66612-1220



Phone: 785-296-3981
Fax: 785-296-4813
www.kdheks.gov

Susan Mosier, MD, Secretary

Department of Health & Environment

Sam Brownback, Governor

March 10, 2016

Maria Ward
4401 W 109th St, Suite 200
Overland Park, KS 66211-1303

RE: Notice of Intent to Terminate Provider #s: 201087930A NPI#s: 1225349152

Sent Certified, Return Receipt Requested

Dear Provider:

At the direction of Governor Sam Brownback as set forth in his letter to Secretary Susan Mosier, M.D., of the Kansas Department of Health and Environment (KDHE), attached hereto as Exhibit A, the KDHE Division of Health Care Finance (DHCF) intends to terminate your participation in the Kansas Medical Assistance Program (KMAP) pursuant to KAR 30-5-60(a):


- (2) noncompliance with applicable state laws, administrative regulations, or program issuances concerning medical providers;
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Your administrative review is on March 24, 2016 at 2:00 pm and will take place in Topeka at the office of DHCF unless you request it be by telephone. Please contact Krista Engel at (785) 296-7286 by March 18, 2016 no later than 4:00 pm to confirm you will attend the review and whether you will participate in person or via telephone. If we do not hear from you, as requested above, or you do not attend the review, DHCF will proceed with the termination.

Sincerely,


Jason Osterhaus
Program Integrity Unit Manager
KDHE Division of Health Care Finance

Page Two
March 10, 2016
Maria Ward

C: US Department of Health and Human Services, Office of the Inspector General
Provider, regular mail
Susan Mosier, MD, Secretary KDHE
Darian Dernovish, Interim Deputy Chief Counsel, KDHE
Michael Randol, Director, KDHE/DHCF
Christiane Swartz, Deputy Medicaid Director, KDHE/DHCF
Roxana Alexander, Provider/Consumer Relations Manager, KDHE/DHCF
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Capitol Building
Room 241-South
300 SW 10th Street
Topeka, KS 66612



Phone: (785) 296-3232
Fax: (785) 368-8788
governor@ks.gov

Sam Brownback, Governor

January 12, 2016

Susan Mosier, M.D., Secretary
Kansas Department of Health and Environment
1000 S.W. Jackson
Topeka, Kansas 66612

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Sincerely,

Sam Brownback
Governor

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Kansas' neighboring states have identified potentially fraudulent Medicaid claims from the PPFA affiliates in those states and nationally as grounds for terminating the Medicaid participation of their respective states' PPFA affiliates. Oklahoma Gov. Mary Fallin, in her November 18, 2015 letter to the director of Oklahoma Medicaid, noted one pending case in Oklahoma where it is alleged that a Tulsa Planned Parenthood affiliate submitted nearly one-half million false claims and received payment of nearly \$28 million for those claims (U.S. ex rel. Thayer v. Planned Parenthood of the Heartland). In addition, both Gov. Fallin's letter and the Texas HHSC OIG's October 19 letter reference a recent Texas case where a Texas PPFA affiliate paid \$4.3 million to settle fraud issues.

Gov. Fallin's letter also highlights national research by the Alliance Defending Freedom, in its 2015 report to Congress, suggesting that Oklahoma and other national PFFA affiliates "engage in a pattern of practices resulting in the overbilling of state Medicaid programs."

Division of Health Care Finance
Landon State Office Building
900 SW Jackson, Suite 900 N
Topeka, Kansas 66612-1220



Phone: 785-296-3981
Fax: 785-296-4813
www.kdheks.gov

Susan Mosier, MD, Secretary

Department of Health & Environment

Sam Brownback, Governor

March 10, 2016

Victoria A. Zadoyan
815 N. Noland Road, Suite 6
Independence, MO 64050-2975

RE: Notice of Intent to Terminate Provider #s: 100216210A NPI#s: 1679614838

Sent Certified, Return Receipt Requested

Dear Provider:

At the direction of Governor Sam Brownback as set forth in his letter to Secretary Susan Mosier, M.D., of the Kansas Department of Health and Environment (KDHE), attached hereto as Exhibit A, the KDHE Division of Health Care Finance (DHCF) intends to terminate your participation in the Kansas Medical Assistance Program (KMAP) pursuant to KAR 30-5-60(a):

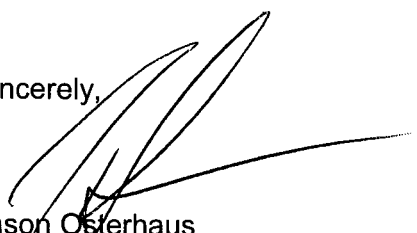
- (2) noncompliance with applicable state laws, administrative regulations, or program issuances concerning medical providers;
- (3) noncompliance with the terms of a provider agreement;
- (9) unethical or unprofessional conduct;
- and
- (17) other good cause.

Information supporting these findings is attached hereto as Exhibit B.

You are entitled to an administrative review before representatives of DHCF to explain why you should remain a KMAP provider. At the review, you have the opportunity to present any relevant evidence on the question of continuing participation in KMAP. DHCF will consider all evidence presented.

Your administrative review is on March 24, 2016 at 3:00 pm and will take place in Topeka at the office of DHCF unless you request it be by telephone. Please contact Krista Engel at (785) 296-7286 by March 18, 2016 no later than 4:00 pm to confirm you will attend the review and whether you will participate in person or via telephone. If we do not hear from you, as requested above, or you do not attend the review, DHCF will proceed with the termination.

Sincerely,



Jason Osterhaus
Program Integrity Unit Manager
KDHE Division of Health Care Finance

Page Two
March 10, 2016
Victoria A. Zadoyan

C: US Department of Health and Human Services, Office of the Inspector General
Provider, regular mail
Susan Mosier, MD, Secretary KDHE
Darian Dernovish, Interim Deputy Chief Counsel, KDHE
Michael Randol, Director, KDHE/DHCF
Christiane Swartz, Deputy Medicaid Director, KDHE/DHCF
Roxana Alexander, Provider/Consumer Relations Manager, KDHE/DHCF
Krista Engel, Fraud/Utilization Review Manager, KDHE/DHCF
Loren Snell, Medicaid Fraud Control Unit of the Attorney General's Office
Kevin Scott, Hewlett Packard Enterprise
Amy Oglesby, Hewlett Packard Enterprise
Tracy Wagner, Hewlett Packard Enterprise
Laura Hopkins, Amerigroup Kansas Inc.
Christopher Tyler, Amerigroup Kansas Inc.
Gail Howard-Williams, Amerigroup Kansas Inc.
Chris Coffey, Sunflower Health Plan, Inc.
Virginia Picotte, Sunflower Health Plan, Inc.
Sparky Heevner, Sunflower Health Plan, Inc.
Tim Spilker, UnitedHealthcare of the Midwest Inc.
Crisha Warren, UnitedHealthcare of the Midwest Inc.
Margarita Zuniga, UnitedHealthcare of the Midwest Inc.

Capitol Building
Room 241-South
300 SW 10th Street
Topeka, KS 66612



Phone: (785) 296-3232
Fax: (785) 368-8788
governor@ks.gov

Sam Brownback, Governor

January 12, 2016

Susan Mosier, M.D., Secretary
Kansas Department of Health and Environment
1000 S.W. Jackson
Topeka, Kansas 66612

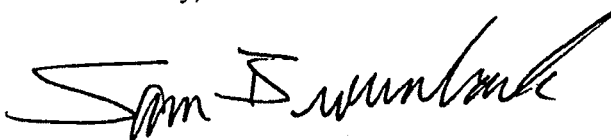
Dear Secretary Mosier:

This letter is to direct your agency to take all necessary steps to terminate Planned Parenthood of Kansas and Mid-Missouri and all associated medical providers from Kansas Medicaid, including KanCare. My direction to you is based on their affiliation with the national Planned Parenthood Federation of America (PPFA) and other information provided by your agency.

The medical needs of the women of Kansas who are members of Medicaid are well served by the excellent women's health care providers that will remain on Medicaid's and KanCare's robust provider networks. Kansans deserve a higher quality of services, more transparency, and more fiscal responsibility than has been shown by the PPFA and, either directly or by association, by Planned Parenthood of Kansas and Mid-Missouri.

Accordingly, I am directing you to terminate Planned Parenthood of Kansas and Mid-Missouri, and any other individual providers that are affiliated with Planned Parenthood, from participation in Kansas Medicaid, including KanCare, following the provision of appropriate notice to those providers.

Sincerely,



Sam Brownback
Governor

Exhibit B

Video Evidence Regarding PPFA Clinics

Planned Parenthood of Kansas and Mid-Missouri is affiliated with the PPFA. As a result, it abides by the medical and operational standards of the national organization. Extensive video evidence from across the country indicates practices by PPFA affiliates that warrant termination of PPFA's Kansas affiliates under Kansas law and regulations. Other states have recently taken similar action against PPFA affiliates as a result of information revealed in these videos. For example, the Inspector General of the Texas Health and Human Services Commission, in its letter to a Houston Planned Parenthood clinic dated October 19, 2015, PPFA clinics in Texas and across the country, noted that PPFA repeatedly violated the minimum standards of medical care by: (a) Practicing a policy of agreeing to procure fetal tissue even if it means altering the timing or method of an abortion; (b) Failing to prevent conditions that allow the spread of infectious disease among employees, patients and the general public; and (c) Failing to adequately train staff with regards to the handling of fetal blood and tissue so that they meet the minimum standards, or if training was performed, failure to comply with such training. In addition to falling below the minimum medical standard of care, they also are in violation of federal law and regulations. See 42 U.S.C. 289g-1; 29 C.F.R. 1910.1030.

The Texas HHSC OIG further noted that "video footage of the Medical Director of PPFA...appears to not only condone such program violations but also endorse them. This suggests that the program violations...reflect PPFA national policy or accepted practice...."

Failure to Cooperate with Solid Waste Disposal Inspections

On December 16, 2015, the Overland Park Planned Parenthood clinic refused to allow a Kansas Department of Health and Environment solid waste inspector to complete her inspection and photograph certain portions of its facility. The inspector was allowed to inspect the waste receptacles in only two exam rooms. After that, the inspector was stopped by Planned Parenthood staff and told to cease taking pictures. The facility took this position in spite of the fact that the inspector presented them with an administrative search warrant signed by a Johnson County judge. The KDHE inspector uses photographs as a tool to "gather information of existing conditions and procedures," as permitted by K.A.R. 28-29-16(a).

Planned Parenthood attorneys have claimed that the facility did not "hinder" the waste inspection, and that the move was to protect patient and staff privacy. However, the facility's lack of cooperation with the inspection causes the State concern that further investigation could have led to discoveries of solid waste violations, in addition to discoveries like those identified in the videos of other national PPFA affiliates.

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