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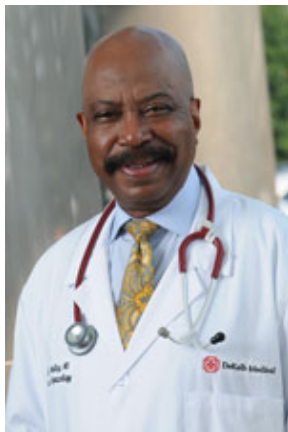
## Abortionist involved in patient death and Medicaid fraud linked to Obama AG Eric Holder

[Holder's family papers over his ties to abortion doctor](#)

**HUMAN EVENTS** By: Troy Anderson and Will Swaim 10/31/2012

**Eric Holder** Jr.'s family is moving fast and furiously to bury the U.S. Attorney General's ties to one of Georgia's most notorious abortion doctors.

Just cleared by an internal report in the "Fast and Furious" gunrunning debacle, the nation's top lawman now faces allegations that his connection to **Dr. Tyrone Cecil Malloy** is a conflict of interest that helps explain Holder's failure to prosecute abortion providers who run afoul of federal law.



**Critics say it may also explain why Holder has been eager to prosecute pro-life advocates who counsel women outside abortion clinics.**

Documents obtained by Watchdog show that Holder's wife and sister-in-law co-own, through a family trust, the building where Malloy operated. A Georgia grand jury indicted Malloy on Medicaid fraud charges in 2011. A state medical board twice reprimanded the doctor.

Holder and his wife, Sharon Malone Holder, an obstetric and gynecological doctor at Foxhall OB/GYN in Washington, D.C., failed to respond to several requests for comment.

But reached by phone at her home in Minneapolis, Margie Malone Tuckson, Holder's sister-in-law, said there's no link at all — that Fulton

County tax records showing the property belongs to her and Holder's wife "are wrong."

"I don't own this property and my sister does not own this property. We are not technically on this deed," Malone Tuckson said.

**However, public documents reviewed by Watchdog.org show that the family transferred ownership to a family trust in 2009, eight months after President Barack Obama's inauguration.**

But even the new deed directly names Holder's wife and sister-in-law as trustees. After inquiries by Watchdog reporters, Tuckson contacted the Fulton County Assessor's office and asked them to change tax records to reflect the "new" ownership.

But none of these technical changes obscures the Holders' conflict of interest. **Catherine Davis**, a founding member of the National Black Pro-life Coalition and president and founder of The Restoration Project — a Stone Mountain, Ga.-based pro-life, pro-family organization — said she's outraged by the revelations.

"There is a clear conflict of interest when the man charged with pursuing those that abuse the system is also one who is engaged in some way with the business," said Davis, whose organization brought the issue to the attention of Watchdog.

**Troy Newman, president of Operation Rescue, a national pro-life organization based in Wichita, Kan., said the disclosures help him understand why Holder has been targeting pro-life advocates.**

**In recent months, judges have blocked Holder's efforts to punish pro-life supporters counseling women outside abortion clinics. In one case, Holder's Department of Justice agreed to pay Mary "Susan" Pine \$120,000 for its filing of an "improper lawsuit" against her, according to a statement by Liberty Counsel, an Orlando, Fla.-based nonprofit legal firm. Pine counseled women on the sidewalk outside a Florida abortion clinic.**

**"It looks to me like the attorney general and his wife are in business with the abortion industry, which makes a lot of sense and helps explain why (Holder's Justice Department) is prosecuting pro-lifers and losing the cases around the country," Newman said.**

"They have been attempting to prosecute pro-life people under the (Freedom of Access to Clinic Entrances Act of 1994), and as far as I know they have lost 100 percent of those cases in the last four years. This (Malone Holder's property interest) explains his bias. I don't think it's a surprise to anybody that Holder and the Obama Administration are extremely biased against pro-life people and in favor of the pro-abortion crowd."

Fulton County tax records show Holder's wife and sister-in-law own the building, located at 6210 Old National Highway, College Park, Ga. A statement from the Georgia Department of Law shows the building was home to Old National Gynecology, Malloy's medical practice devoted to the performance of abortions.

In December 2011, the statement says, a DeKalb County Grand Jury indicted Malloy, Old National's owner and operator, and his former office manager CathyAnn Edwards Warner on two counts of Medicaid fraud. The indictment alleged Malloy and Edwards accepted nearly \$390,000 in federal medical assistance payments for medical office visits associated with the performance of elective abortions and for ultrasound services that were never performed.

Federal funds cannot be used to pay for abortions and associated services, except where the pregnancy is the result of rape or incest or would endanger the mother's life, according to the statement.

Malloy and Warner refused to enter a plea in the case, arguing the indictment was constitutionally flawed, according to the Georgia Department of Law. On May 2, a judge entered a not guilty plea on their behalf — and then promptly denied their motion challenging the constitutionality of the Medicaid law in Georgia.

Malloy and Warner appealed to the Georgia Supreme Court. The defendants' brief is due by Nov. 5 and the state's response by Nov. 26.

Attorneys for Malloy and Warner did not respond to requests for comment.

"My concern is Dr. Malloy's political connections are so high up that he's going to end up getting off on these charges," said Michelle Wolven, the lead investigator and researcher for Eagle Watch, an abortion watchdog group in Dallas, Ga. that worked with the National Black Prolife Coalition to uncover the connections between Holder's wife and Malloy.

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#### **ABORTION DEATH:**

A 2009, [Georgia Medical Board report](#) indicated Malloy was involved in the abortion related death of a 23 year old patient. ( Read [Here](#))

#### **Other abuses Neglected by Obama Admin:**

According to [Jill Stanek](#), pro-lifer [Catherine Davis](#) pointed to cases in which [activists have sued Planned Parenthood for alleged Medicaid fraud](#) – in Georgia, Iowa, Texas, New York, and Massachusetts – but where Holder's Justice Department has failed to act.

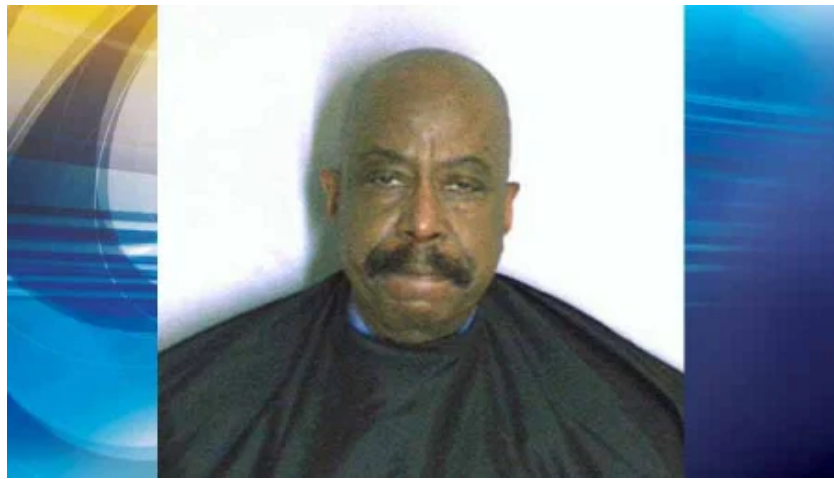
#### **MEDICAID FRAUD:**

##### **Abortion doctor accused of Medicaid fraud**

ATLANTA —

A metro-area abortion doctor and his office manager are under arrest, accused of taking hundreds of thousands of dollars in fraudulent Medicaid payments.

A spokesperson for Georgia's Attorney General says Dr. Tyrone Malloy and office manager CathyAnn Warner took more than \$380,000 in payments for ultrasounds that were never done, and elective abortions that were prohibited from use of Medicaid funds. The Attorney General's spokesman says that is only allowed when the mother's life is in danger, or in cases of



rape or incest.

Malloy owns and operates the Old National Gynecology office in College Park, but received the Medicaid payments at his DeKalb County office on Rainbow Drive. A tip from Georgia's Department of Community Health, which oversees the Medicaid program, launched the investigation.

Channel 2 investigative reporter Jodie Fleischer knocked on the abortion clinic's locked doors on Monday. No one answered, but the camera captured people peering through the office blinds several times. About an hour later, a string of cars, presumed to be driven by employees, abruptly left, stopping briefly to lock the gate behind them.

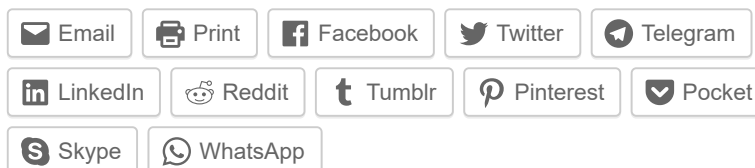
A DeKalb County grand jury indicted Malloy and Warner for two counts each of Medicaid Fraud. The charges carry up to ten years in prison and a \$10,000 fine.

Malloy was arrested and bonded out of jail last week. Deputies picked up Warner late Monday afternoon.

The clinic's website says its physicians are well versed in the changing laws of abortion medicine. They also provide a discount for Medicaid patients.

By phone, a receptionist at Dr. Malloy's DeKalb office told Fleischer to leave a message; that he was in with a patient. He did not return the call. The office manager, when reached by phone, hung up on Fleischer.

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