

DEPARTMENT OF HEALTH AND HUMAN SERVICES
OFFICE OF DIRECTOR

ACTION REFERRAL

| | |
|------------------------|---------------------------|
| TO <i>Singleton</i> | DATE <i>1-9-12</i> |
|------------------------|---------------------------|

| DIRECTOR'S USE ONLY | ACTION REQUESTED |
|--|---|
| 1. LOG NUMBER <i>101259</i> | <input type="checkbox"/> I Prepare reply for the Director's signature DATE DUE _____ |
| 2. DATE SIGNED BY DIRECTOR <i>cc: Hess, Giese, Mr. Keck</i>  | <input type="checkbox"/> I Prepare reply for appropriate signature DATE DUE _____ <input type="checkbox"/> I FOIA DATE DUE _____ <input checked="" type="checkbox"/> Necessary Action |

| APPROVALS <small>(Only when prepared for director's signature)</small> | APPROVE | * DISAPPROVE <small>(Note reason for disapproval and return to preparer.)</small> | COMMENT |
|---|---------|--|---------|
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| 3. | | | |
| 4. | | | |

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JAN 06 2012

Department of Health & Human Services
OFFICE OF THE DIRECTOR



ALAN WILSON
ATTORNEY GENERAL

January 4, 2012

Log: Swick

*C: Roy
PFE*

Swick

VIA USPS AND EMAIL

Mr. Anthony Keck, Director
Medicaid Program
Department of Health and Human Services
P. O. Box 8206
Columbia, SC 29202
keck@scdhhs.gov

Re: Actavis, Inc. and related entities (collectively, "Actavis");
Average Wholesale Price ("AWP") settlement

Dear Mr. Keck:

This office has reached a settlement with Par concerning the reporting of false and inflated AWP's. I am pleased to inform you that the South Carolina Medicaid Program's portion of the first installment payment in the settlement is \$571,982.19. The remaining three installment payments should arrive over the course of the next three years. These funds consist solely of state-share money. My finance division will contact your financial division concerning the interagency transfer.

I wish to thank you, Jim Assey, Rick Hepfer, Rod Davis, and the numerous other members of your office who have assisted with this suit, and I look forward to successful cooperation with your office on future matters.

If you have any questions relating to this matter, please feel free to contact Assistant Deputy Attorney General C. Havird Jones, Jr., the attorney in charge of this matter, at (803) 734-3680 or me at (803) 734-3656.

Sincerely,

A handwritten signature in cursive script that reads "Alan Wilson".

Alan Wilson

AW/jis

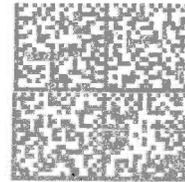


ALAN WILSON
ATTORNEY GENERAL

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Mr. Anthony Keck, Director
Medicaid Program
Department of Health and Human Services
P.O. Box 8206
Columbia, SC 29202

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