

DEPARTMENT OF HEALTH AND HUMAN SERVICES
OFFICE OF DIRECTOR

ACTION REFERRAL

TO <i>Roberts</i>	DATE <i>1-2-13</i>
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DIRECTOR'S USE ONLY	ACTION REQUESTED
1. LOG NUMBER <i>100203</i>	I <input type="checkbox"/> Prepare reply for the Director's signature DATE DUE _____
2. DATE SIGNED BY DIRECTOR <i>cc: Mr. Teck, COS</i>	I <input type="checkbox"/> Prepare reply for appropriate signature DATE DUE _____
	I <input type="checkbox"/> FOIA DATE DUE _____
	<input checked="" type="checkbox"/> Necessary Action

APPROVALS (Only when prepared for director's signature)	APPROVE	* DISAPPROVE (Note reason for disapproval and return to preparer.)	COMMENT
1.			
2.			
3.			
4.			

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JAN 02 2013

Department of Health & Human Services
OFFICE OF THE DIRECTOR



ALAN WILSON
ATTORNEY GENERAL

December 28, 2012

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:

On January 4, 2012, I wrote to inform you that my office had reached a settlement with Actavis concerning the reporting of false and inflated AWP's. In my letter, I noted that the payment under the settlement would be made in four installments over the next few years. We recently received the second installment payment, and the South Carolina Medicaid Program's portion of the settlement is \$282,324.46, consisting solely of "state-share" funds. My finance division will contact your finance 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,

Alan Wilson

AW/js



ALAN WILSON
ATTORNEY GENERAL

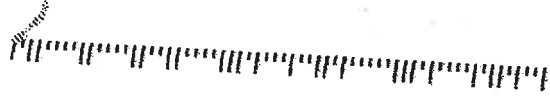
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Mr. Anthony Keck, Director

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

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