

DEPARTMENT OF HEALTH AND HUMAN SERVICES
OFFICE OF DIRECTOR

ACTION REFERRAL

TO <i>Singleton/FOIA</i>	DATE <i>12/23/08</i>
-----------------------------	-------------------------

DIRECTOR'S USE ONLY	ACTION REQUESTED
1. LOG NUMBER <i>100335</i>	<input type="checkbox"/> Prepare reply for the Director's signature DATE DUE _____
2. DATE SIGNED BY DIRECTOR <i>C: Myers</i> <i>Stensland</i>	<input checked="" type="checkbox"/> Prepare reply for appropriate signature DATE DUE <i>1-7-09</i>
	<input type="checkbox"/> Necessary Action

APPROVALS (Only when prepared for director's signature)	APPROVE	* DISAPPROVE (Note reason for disapproval and return to preparer.)	COMMENT
1. <i>Cleand 1/20/09, letter attached.</i>			
2.			
3.			
4.			



BURNETTE & ROTHSTEIN, P.A.

ATTORNEYS AT LAW

Certified Specialists in Employment and Labor Law

M. Malissa Burnette
mburnette@mindspring.com

2322 Devine Street
Columbia, South Carolina 29205

David E. Rothstein
derothstein@mindspring.com

Telephone: (803) 251-0202
Facsimile: (803) 251-0222

www.brlawsc.com

Also licensed in North Carolina

December 19, 2008

South Carolina Department of Health and Human Services
Attn: James Massey, R.Ph.
P.O. Box 8206
Columbia, SC 29202

Re: FOIA Request for Medicaid Billing

Dear Mr. Massey:

I am an attorney in Columbia and am researching a matter involving Medicaid billing for anti-psychotic medications. Please accept this letter as a request, pursuant to the South Carolina Freedom of Information Act, S.C. Code Ann. § 30-4-10 et seq. for the following information:

1. All amounts billed to S.C. State Medicaid by any and all wholesale pharmacy groups, including PSC, LLC and National Direct, LLC, working within the South Carolina Mental Health Centers for the years 2005 to the present for the following medications: Zyprexa (olanzapine), Risperdal (risperidone), Seroquel (quetiapine), Geodon (ziprasidone), and Abilify (aripiprazole). Please provide a breakdown for each drug by each wholesale pharmacy group per month or year.
2. All amounts paid by S.C. State Medicaid to any and all wholesale pharmacy groups, including PSC, LLC and National Direct, LLC, working within the South Carolina Mental Health Centers for the years 2005 to the present for the following medications: Zyprexa (olanzapine), Risperdal (risperidone), Seroquel (quetiapine), Geodon (ziprasidone), and Abilify (aripiprazole). Please provide a breakdown for each drug by each wholesale pharmacy group per month or year.

I am sending a copy of this FOIA request to the Freedom of Information Officer of DHHS, in case you are not the correct contact person to handle this request. If you have any questions or need any additional information, please do not hesitate to call me.

RECEIVED

DEC 23 2008

Department of Health & Human Services
OFFICE OF THE DIRECTOR

Mr. Massey
FOIA Request
December 19, 2008
Page 2

Thank you in advance for your timely response to this request.

Sincerely yours,

A handwritten signature in black ink, appearing to read "David E. Rothstein", with a stylized flourish at the end.

David E. Rothstein

✓ cc: Freedom of Information Officer, SC DHHS

Reg # 000 335



State of South Carolina
Department of Health and Human Services

Mark Sanford
Governor

Emma Forkner
Director

January 20, 2009

Mr. David E. Rothstein
Burnette & Rothstein, P.A.
2322 Devine Street
Columbia, SC 29205

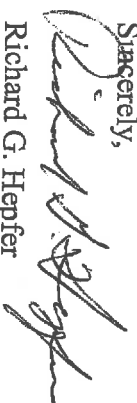
Re: Request for Information

Dear Mr. Rothstein:

Today is the fifteenth working day from our receipt of your request, and I apologize that I have not yet been able to get the information for you in the form that you requested. I anticipate that I should be able to send you the information on National Direct Home Pharmacy and PSC Medsupply, LLC next week. We do not have a way to identify providers that you might consider "wholesale pharmacy groups," but we would be happy to pull data for any provider you identify.

In any case, here is what I have been able to get so far, and the breakdown by year should be available next week. I will enclose an invoice when I send the remaining information.

Please contact me if you have any questions. My direct is (803) 898-2791.

Sincerely,

Richard G. Hepfer
Deputy General Counsel

Enclosure

cc: Mike Blakely, Pharmacy Services