

DEPARTMENT OF HEALTH AND HUMAN SERVICES
OFFICE OF DIRECTOR

ACTION REFERRAL

TO <i>Singleton</i>	DATE <i>1-26-12</i>
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DIRECTOR'S USE ONLY	ACTION REQUESTED
1. LOG NUMBER <div style="text-align: center; font-size: 1.2em;"><i>00288</i></div>	<input type="checkbox"/> I Prepare reply for the Director's signature DATE DUE _____ <input type="checkbox"/> I Prepare reply for appropriate signature DATE DUE _____ <input type="checkbox"/> I FOIA DATE DUE _____ <input checked="" type="checkbox"/> Necessary Action
2. DATE SIGNED BY DIRECTOR <div style="font-size: 1.5em;"><i>cc: Mr Keck, Deps</i></div> <div style="text-align: center; font-size: 3em; color: red;"><i>✓</i></div>	

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

RECEIVED

JAN 26 2012

Department of Health & Human Services
OFFICE OF THE DIRECTOR



ALAN WILSON
ATTORNEY GENERAL

January 25, 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@scdhs.gov

Re: Boehringer Ingelheim USA Corporation, Roxane Laboratories, Inc., and
related entities (collectively, "Boehringer"); Average Wholesale Price
("AWP") settlement

Dear Mr. Keck:

This office has reached a settlement with Boehringer 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 settlement is \$466,550.46. 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,

Alan Wilson

AW/jjs



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