

DEPARTMENT OF HEALTH AND HUMAN SERVICES
OFFICE OF DIRECTOR

ACTION REFERRAL

TO	DATE
Roberts/FOIA	11-20-14

DIRECTOR'S USE ONLY	ACTION REQUESTED
1. LOG NUMBER 000119	<input type="checkbox"/> Prepare reply for the Director's signature DATE DUE _____
2. DATE SIGNED BY DIRECTOR CC: Brooks, Mullis See attached letter dated 12/5/14, still compiling information.	<input type="checkbox"/> Prepare reply for appropriate signature DATE DUE _____ <input checked="" type="checkbox"/> FOIA DATE DUE 12-9-14 <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. Cleared 2/6/15, letter attached.			
2.			
3.			
4.			

NEXSEN | PRUET

RECEIVED

NOV 20 2014

Department of Health & Human Services
OFFICE OF THE DIRECTOR

Ralph W. Barbier
Member
Admitted in SC

November 17, 2014

VIA CERTIFIED MAIL/RETURN RECEIPT REQUESTED

No. 7160 3901 9846 2477 0758

Christian Soura, Director
South Carolina Department of Health and Human Services
1801 Main Street
Columbia, SC 29201

Re: Freedom of Information Act Request
Oaktree Medical Center, PC (Oaktree)
Select Health of South Carolina, Inc. (Select Health)

Dear Mr. Soura:

On behalf of my client, Oaktree Medical Center, PC, and pursuant to the Freedom of Information Act SC Code Ann § 30-4-10 et seq., I am submitting this request for copies of the following information:

1. All contracts/agreements between Select Health and the South Carolina Department of Health and Human Services (HHS) relating to South Carolina's administration of the Medicaid Program for the time period January 1, 2011 to the present.
2. All emails or other communications regarding Oaktree for the time period January 1, 2011 to the present.
3. All emails or other communications between Select Health and HHS relating to Oaktree for the time period January 1, 2011 to the present.
4. A copy of all urinary drug testing policies and criteria used by HHS or Select Health in making payment decisions to providers for the time period January 1, 2011 to the present.
5. All medical necessity criteria used by HHS or Select Health in making payment decisions to Oaktree for the time period January 1, 2011 to the present.

1230 Main Street
Suite 700 (29201)
PO BOX 2426
Columbia, SC 29202
www.nexsenpruet.com

T 803.540.2004
F 803.727.1404
E RBarbier@nexsenpruet.com
Nexsen Pruet, LLC
Attorneys and Counselors at Law

NPCOL1:4057628.1

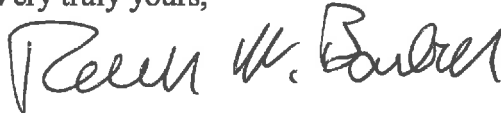
Christian Soura, Director
South Carolina Department of Health and Human Services
November 17, 2014
Page 2

6. All emails, correspondence or other communications that discuss or otherwise address provider-owned laboratories for the time period January 1, 2011 to the present.

7. All communications and correspondence, including emails between Select Health and HHS regarding provider-owned laboratories for the time period January 1, 2011 to the present.

8. Copies of all overpayment determinations issued by HHS or Select Health to any South Carolina provider under Select Health's contract with HHS related to urinary drug confirmatory testing. This includes provider-owned laboratories and referenced laboratories in South Carolina.

Very truly yours,

A handwritten signature in black ink, appearing to read "Ralph W. Barbier". The signature is fluid and cursive, with the first name "Ralph" being the most prominent.

Ralph W. Barbier

cc: Michael Molony (via email mmolony@ycrlaw.com)



TO:

FROM:

SUBJECT: Cost of Processing FOIA Request #

The South Carolina Department of Health and Human Services has received and processed your FOIA request. The cost for processing this information is as follows:

Staff processing time at \$10.00 per hour _____ Hours \$ _____

Pages copied at \$.10 per page _____ Pages \$ _____

Pages faxed at \$.20 per page _____ Pages \$ _____

Shipping and Handling Costs \$ _____

Other costs associated with the FOIA request: _____ \$ _____

Total Amount Due SCDHHS: \$ _____

Please remit the above amount to the following address:

Bureau of Fiscal Affairs
South Carolina Department of Health and Human Services
Post Office Box 8297
Columbia, South Carolina 29202-8297

Please contact _____ should you have any questions.

Signature

Date:

RECEIVED

DEC 08 2014

NEXSEN PRUET, LLC

Log #000119 ✓

SOUTH CAROLINA

Healthy Connections
MEDICAID



Nikki Haley GOVERNOR

Christian L. Saura INTERIM DIRECTOR

P.O. Box 8206 > Columbia, SC 29202

www.scdhhs.gov

December 5, 2014

Ralph W. Barbier
Nexsen Pruet, LLC
PO Box 2426
Columbia, SC 29202

Dear Mr. Barbier:

Your request for information was referred to me to handle. You have requested information regarding Oaktree Medical Center, PC and Select Health of South Carolina, Inc. The agency is in the process of compiling the information that is responsive to your request and will forward the information to you once it has been compiled. Due the nature of the request, we estimate that the cost of conducting the search for the information will be costly and therefore we are requesting a deposit of \$250.00

If you have any questions, please feel free to contact me at (803)898-0062.

Sincerely,

Constance
Constance Holloway

Holloway

RECEIVED

DEC 11 2014

SCDHHS
Office of General Counsel



Nikki Haley GOVERNOR
Christian L. Saura INTERIM DIRECTOR
P.O. Box 8206 • Columbia, SC 29202
www.scdhhs.gov

February 6, 2015

Ralph W. Barbier
Nexsen Pruet, LLC
PO Box 2426
Columbia, SC 29202

Re: Freedom of Information Act Request
Oaktree Medical Center, PC (Oaktree)
Select Health of South Carolina, Inc. (Select Health)

Dear Mr. Barbier:

Your request for information was referred to me to handle. You have requested information regarding Oaktree Medical Center, PC and Select Health of South Carolina, Inc. Specifically you requested the following:

1. All contracts/agreements between Select Health and the South Carolina Department of Health of Human Services (HHS) relating to the South Carolina's administration of the Medicaid Program for the time period January 1, 2011 to the present.
 - **Please see Attachment #1**
2. All e-mails or other communications regarding Oaktree for the time period January 1, 2011 to the present.
 - **Please see Box #1 and Box #2**
 - **Please see Attachment #2**
3. All e-mails or other communications between Select Health and HHS relating to Oaktree for the time period January 1, 2011 to the present.
 - **Please see Box #1 and Box #2**
4. A copy of all urinary drug testing policies and criteria used by HHS or Select Health in making payment decisions to providers for the time period January 1, 2011 to present.
 - **Please See Attachment #3**




5. All medical necessity criteria used by HHS or Select Health in making payment decisions to Oaktree for the time period January 1, 2011 to the present.
 - **Please See Attachment #4**
6. All emails, correspondence or other communications that discuss or otherwise address provider-owned laboratories for the time period January 1, 2011 to the present.
 - **No results produced**
7. All communications and correspondence, including e-mails between Select Health and HHS regarding provider-owned laboratories for the time period January 1, 2011 to the present.
 - **No results produced**
8. Copies of all overpayment determinations issues by HHS or Select Health to any South Carolina provider under Select Health's contract with HHS related to urinary drug confirmatory testing. This includes provider-owned laboratories and referenced laboratories in South Carolina.
 - **See Attachment #5**

Our expense for extracting this information is six hundred thirty four and 30/100 dollars (\$634.30). Please make the check payable to the Department of Health and Human Services and send it to:

Department of Health and Human Services
Department of Receivables
Post Office Box 8297
Columbia, SC 29202-8297

Thank you for your request. If you have any questions, please feel free to contact me at 803-898-0062.

Sincerely,


Constance Holloway
Assistant General Counsel