

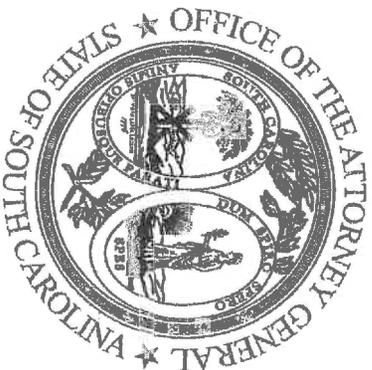
**DEPARTMENT OF HEALTH AND HUMAN SERVICES
OFFICE OF DIRECTOR**

ACTION REFERRAL

TO Singleton	DATE 2-9-09
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DIRECTOR'S USE ONLY	ACTION REQUESTED
1. LOG NUMBER 100438	<input type="checkbox"/> Prepare reply for the Director's signature DATE DUE _____
2. DATE SIGNED BY DIRECTOR C: Emma Forkner	<input type="checkbox"/> Prepare reply for appropriate signature DATE DUE _____
	<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.			



HENRY McMASTER
ATTORNEY GENERAL

February 5, 2009

VIA USPS AND EMAIL

Ms. Emma Forkner, Director
Medicaid Program
Department of Health and Human Services
P.O. Box 8206
Columbia, SC 29202
polatvj@scdhhhs.gov

Re: Bristol-Myers Squibb ("BMS") settlement

Dear Ms. Forkner:

This office has reached a settlement with BMS concerning several issues including the reporting of false and inflated Average Wholesale Prices. I am pleased to inform you that your agency's portion of the settlement is \$2,200,000.00. Tom Osmer, Finance Division Director, will be in contact with your financial office with information concerning the interagency transfer of these funds.

I wish to thank you and your office for your assistance with this suit, and I look forward to successful cooperation with your office on future matters.

If you have any questions relating to this suit, please contact the attorney in charge of this litigation, Senior Assistant Attorney General C. Havird Jones, Jr. at (803) 734-3680.

Very truly yours,


Henry McMaster

HM/jws