

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

**ACTION REFERRAL**

TO  <i>Roberts</i>	DATE  <i>1-10-14</i>
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DIRECTOR'S USE ONLY	ACTION REQUESTED
1. LOG NUMBER  <i>000227</i>	<input type="checkbox"/> Prepare reply for the Director's signature  DATE DUE _____
2. DATE SIGNED BY DIRECTOR  <i>CC: Assey, Davis, Mr. Keck</i>	<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.			



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JAN 06 2014

Department of Health & Human Services  
OFFICE OF THE DIRECTOR

ALAN WILSON  
ATTORNEY GENERAL

January 2, 2014

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 third installment payment, and the South Carolina Medicaid Program's portion of the settlement is \$223,226.90, 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/mj



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Department of Health & Human Services  
OFFICE OF THE DIRECTOR

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Mr. Anthony Keck  
Medicaid Program  
Department of Health and Human Services  
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Columbia, SC, 29202

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