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IN THE FIFTH JUDICIAL DISTRICT COURT, WASHINGTON COUNTY

STATE OF UTAH

STATE OF UTAH, Plaintiff, vs. RUSSELL AMMON HINTON DOB: 10/02/1978 AG Case No. 2017-292 Defendant.	INFORMATION Criminal No. Judge
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THE STATE OF UTAH TO THE ABOVE-NAMED DEFENDANT:

The undersigned investigator, Zachary Snow, Utah Attorney General's Office, Utah
Medicaid Fraud Control Unit, upon a written declaration states on information and belief that the
Defendants committed the crimes of:

TODD ALAN STIRLING

COUNT 1

FALSE CLAIMS ACT, §26-20-7(1)(a)(b)(c)(e)
a Second Degree Felony

COUNT 2

PATTERN OF UNLAWFUL ACTIVITY, §76-10-1603(3)
A Second Degree Felony

RUSSELL AMMON HINTON

COUNT 1

**FALSE CLAIMS ACT, §26-20-7(2)(e)
a Second Degree Felony**

COUNT 2

**PATTERN OF UNLAWFUL ACTIVITY, §76-10-1603(3)
A Second Degree Felony**

COUNT 1

(RUSSELL AMMON HINTON)

FALSE CLAIMS ACT, a Second Degree Felony, in violation of Utah Code Ann. §26-20-7(2)(e), (2007), in Washington County, State of Utah, from in or around December 2015 to in or around January 2016, in that the Defendant, **RUSSELL AMMON HINTON**, a party to the offense, knowingly, intentionally or recklessly, aided or abetted the commission of any act prohibited by this section; **to-wit:** from in or around December 2015 to in or around January 2016, Defendant, a prior Human Resources Manager of the Southwest Utah Public Health Department (“SWUPHD”), aided or abetted co-defendant, Todd Alan Stirling, by improperly causing over 1,300 false claims to be submitted to the Utah Department of Health, Targeted Case Management program, for follow-up calls (Medicaid Code: T1017) allegedly made to Medicaid recipients. The submission of those claims resulted in Medicaid funds being paid to SWUPHD for services which were wholly or partially false given that they were not provided in compliance with Medicaid policy, were either never provided or were not provided as billed, and/or were not medically necessary.

The cumulative value of the funds or other benefits received or claimed was over \$5,000.00, a second degree felony.

COUNT 2
(RUSSELL AMMON HINTON)

PATTERN OF UNLAWFUL ACTIVITY, a Second Degree Felony, in violation of Utah Code Ann. §76-10-1603(3), et seq. (1987), in Washington County, State of Utah, from in or around October 2015 to in or around February 2016, in that Defendant, **RUSSELL AMMON HINTON**, a party to the offense, was employed by or associated with any enterprise to conduct or participate, whether directly or indirectly, in the conduct of that enterprise's affairs through a pattern of unlawful activity. Defendant, **RUSSELL AMMON HINTON**, engaged in conduct which constituted the commission of at least three episodes of unlawful activity which episodes were not isolated, but have the same or similar purposes, results, participants, victims, or methods of commission, or otherwise are interrelated by distinguishing characteristics. Taken together, the episodes demonstrate continuing unlawful conduct and are related either to each other or to the enterprise, as defined in Utah Code Ann. § 76-10-1602, including, but not limited to, §76-10-1602(4)(d) (2014), false claims for medical benefits, kickbacks, and any other act prohibited by Title 26, Chapter 20, Utah False Claims Act, Sections 26-20-1 through 26-20-12; **to-wit:** from in or around October 2015 to in or around February 2016, Defendant engaged in a pattern of unlawful activity when he aided or abetted co-defendant, Todd Alan Stirling, in committing over 1,300 violations of the Utah False Claims Act, an unlawful activity enumerated under U.C.A. § 76-10-1602(4)(d), by causing false claims to be submitted to the Utah Department of Health, Targeted Case Management program. Those claims were wholly or partially false given that they were not provided in compliance with Medicaid policy, were either

never provided or were not provided as billed, and/or were not medically necessary. Defendant was involved in the operations of Feel Good Management, LLC, a company affiliated with Todd Alan Stirling and assisted in hiring employees, providing equipment and documents for employees, tracking follow-up calls allegedly made to Medicaid recipients, causing improper invoices to be submitted to and paid by SWUPHD and causing false claims to be submitted to the Medicaid program. Defendant benefitted financially from his involvement with this enterprise as he made it possible for his wife, Megan Hinton, to be paid by Feel Good Management and/or as he received payment directly from the company.

This activity is in violation of Utah Code Ann. § 76-10-1603(3), (1987), and is a second degree felony per § 76-10-1603.5(1) (2013).

THIS INFORMATION IS BASED ON EVIDENCE OBTAINED FROM THE FOLLOWING WITNESSES:

SA Zachary Snow, SA Coy Acocks, Emily Ballard, Dr. Blodgett, Mindy Bundy (McBride), Claudia Canalas, Shana Chavez, Kristy Cottrell, Lori McGuire, Megan Hinton, Russell Hinton, SaLote “Charlie” Kinikini, Julie Olson, Remle Orvin, Susan Peck, Lorenza Phillips, Autumn Rowland, Jeff Shumway, Scott Smith, Eliza Stirling, Jarod Stirling, Melissa Stirling, Todd Stirling, Chris White, and others

Pursuant to Utah Code Ann. §78B-5-705 (2008), I declare under criminal penalty of the State of Utah that the foregoing is true and correct to the best of my belief and knowledge.

Executed on this 5th day of June, 2017.

/s/ Zachary Snow
ZACHARY SNOW
Declarant

Authorized for presentment and filing this 5th day of June, 2017.

SEAN D. REYES
Attorney General

By /s/ Kaye Lynn Wootton
KAYE LYNN WOOTTON
Assistant Attorney General