

1 SUPERIOR COURT OF CALIFORNIA
2 COUNTY OF ORANGE, CENTRAL JUSTICE CENTER

ELECTRONICALLY FILED
SUPERIOR COURT OF CALIFORNIA
COUNTY OF ORANGE

04/03/2017
09:46 AM

DAVID H. YAMASAKI, Clerk of the Court
17CF0812

6 THE PEOPLE OF THE STATE OF CALIFORNIA,) FELONY COMPLAINT
7) WARRANT
8 Plaintiff,)
9)
10 vs.) No.
11 MANNIE JOEL 09/30/49) OCDA WC16070011
12 C1045701) OCDA WC15040015
13) OCDA HF12110001
14)
15 Defendant(s))

14 The Orange County District Attorney charges that in Orange
15 County, California, the law was violated as follows:

16 COUNT 1: On or about and between December 14, 2012 and June 11,
17 2015, in violation of Section 550(a)(6) of the Penal Code
18 (CONSPIRACY TO COMMIT MEDICAL INSURANCE FRAUD), a FELONY, MANNIE
19 JOEL did unlawfully conspire with TANYA MORELAND KING AND
20 CHRISTOPHER KING AND OTHER UNKNOWN INDIVIDUALS, with the intent
21 to defraud, to make a false and fraudulent claim to WORKERS
22 COMPENSATION INSURANCE CARRIERS IN CALIFORNIA for payment of a
23 health care benefit in an amount exceeding nine hundred fifty
24 dollars (\$950). It is further alleged that pursuant to and for
25 the purpose of carrying out the objects and purposes of the
26 conspiracy, one and more of the conspirators committed the
27 following overt acts:

24 OVERT ACT 1

26 On or about 12/14/12, Defendant MANNIE JOEL, M.D., entered into
27 an agreement with TANYA MORELAND KING, CHRISTOPHER KING and
28 their companies, King Medical Management Inc. and Monarch
Medical Group Inc.

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OVERT ACT 2

King Medical Management formulated and paid for a 3-day supply of the compound transdermal creams manufactured by Steven's Pharmacy, located in Costa Mesa, in the County of Orange, and arranged for Steven's Pharmacy to ship these creams to Defendant MANNIE JOEL, M.D.

OVERT ACT 3

Defendant MANNIE JOEL, M.D., prescribed the transdermal compound creams manufactured by Steven's Pharmacy to his workers compensation patients.

OVERT ACT 4

Defendant MANNIE JOEL, M.D., did not customize these compound transdermal creams to each workers' compensation patient and used the formula given to him by Monarch Medical Group.

OVERT ACT 5

Defendant MANNIE JOEL, M.D., then provided the billing information for each workers' compensation patient to King Medical Management Inc. to bill for the dispensing of these creams from his office.

OVERT ACT 6

King Medical Management Inc. billed workers' compensation carriers in excess of \$190 per cream even though the cream only cost \$16.

OVERT ACT 7

From 12/14/12 to 3/14/14, King Medical Management Inc., paid Defendant MANNIE JOEL, M.D., \$50 per compound cream dispensed to his workers' compensation patients.

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OVERT ACT 8

From 3/14/14 to 6/11/15, King Medical Management Inc., paid Defendant MANNIE JOEL, M.D., 95% of the profits from the amount collected from the workers compensation carrier for each of the 3-day of the compound creams he dispensed to his workers' compensation patients.

OVERT ACT 9

In return for the money he received from the billing on the 3-day supply of the transdermal creams, Defendant MANNIE JOEL, M.D., was also required to write a prescription for the 30-day supply of transdermal compound creams which were shipped directly to his workers' compensation patients by Steven's Pharmacy in Costa Mesa, located in the County of Orange.

OVERT ACT 10

In order to give the appearance of legitimacy to the compounded transdermal creams that Defendant MANNIE JOEL, M.D., prescribed to his patients, on 3/19/15 he signed a letter that Monarch Medical Group provided to him, which he did not prepare himself, purporting to give instructions to the pharmacy and customize the formula for the compound creams.

OVERT ACT 11

Monarch Medical Group then billed the workers' compensation insurance carriers well in excess of \$700 for each compounded transdermal cream that was shipped by Steven's Pharmacy, located in Costa Mesa, to each of Defendant MANNIE JOEL's patients, even though Monarch Medical Group only paid Steven's Pharmacy \$40 per compound cream to manufacture.

OVERT ACT 12

Between 12-14-12 and 8-12-15, Monarch Medical Group and King Medical Management paid Defendant MANNIE JOEL, M.D., in excess of \$26,000 and at least one payment was issued in the amount of \$1376.19 on 2/11/15 on Check #6543.

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1 COUNT 2: On or about and between April 04, 2014 and June 11,
2 2015, in violation of Section 549 of the Penal Code (FALSE AND
3 FRAUDULENT CLAIM), a FELONY, MANNIE JOEL did unlawfully solicit,
4 accept, and refer business to and from KING MEDICAL MANAGEMENT
5 INC. AND MONARCH MEDICAL GROUP INC, with the knowledge that, and
6 with reckless disregard for whether KING MEDICAL MANAGEMENT INC.
AND MONARCH MEDICAL GROUP INC intended to violate Penal Code
section 550 and Insurance Code section 1871.4. (COMPOUND
TRANSDERMAL CREAMS FROM STEVEN'S PHARMACY)

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8 COUNT 3: On or about and between April 04, 2014 and June 11,
9 2015, in violation of Section 650 of the Business & Professions
10 Code (REBATES FOR PATIENT REFERRALS), a FELONY, MANNIE JOEL, a
11 person licensed under the Healing Arts Division of this Code and
12 the Chiropractic Initiative Act, did unlawfully offer, deliver,
13 receive, and accept any rebate, refund, commission, preference,
14 patronage dividend, discount, and other consideration as
compensation and inducement for referring patients, clients, and
customers to STEVEN'S PHARMACY, TANYA MORELAND KING AND HER
BUSINESS MONARCH MEDICAL GROUP INC.

15 COUNT 4: On or about September 10, 2014, in violation of Section
16 550(b)(3) of the Penal Code (INSURANCE FRAUD), a FELONY, MANNIE
17 JOEL, with the intent to defraud, did unlawfully conceal and
18 knowingly fail to disclose, and did knowingly assist with
19 another person to conceal and fail to disclose the occurrence of
20 an event and a fact that affected the initial and continued
21 material right and entitlement of AIG to an insurance benefit
22 and payment, and to the amount of a benefit and payment to which
23 AIG was entitled, namely: DEFENDANT HAD A FINANCIAL INTEREST IN
24 AND RECEIVED FINANCIAL INCENTIVES TO PRESCRIBE COMPOUND CREAMS
25 TO HIS WORKERS' COMPENSATION PATIENTS. (PATIENT: KEVIN M.).

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1 COUNT 5: On or about and between April 08, 2013 and March 03,
2 2014, in violation of Section 550(b)(3) of the Penal Code
3 (INSURANCE FRAUD), a FELONY, MANNIE JOEL, with the intent to
4 defraud, did unlawfully conceal and knowingly fail to disclose,
5 and did knowingly assist with another person to conceal and fail
6 to disclose the occurrence of an event and a fact that affected
7 the initial and continued material right and entitlement of
8 BERKSHIRE HATHAWAY HOMESTEAD COMPANIES to an insurance benefit
9 and payment, and to the amount of a benefit and payment to which
10 BERKSHIRE HATHAWAY HOMESTEAD COMPANIES was entitled, namely:
11 DEFENDANT HAD A FINANCIAL INTEREST IN AND RECEIVED FINANCIAL
12 INCENTIVES TO PRESCRIBE COMPOUND CREAMS TO HIS WORKERS
13 COMPENSATION PATIENTS. (PATIENTS ROXAS AND FITZMAURICE).

10 COUNT 6: On or about and between April 04, 2013 and March 11,
11 2014, in violation of Section 550(b)(3) of the Penal Code
12 (INSURANCE FRAUD), a FELONY, MANNIE JOEL, with the intent to
13 defraud, did unlawfully conceal and knowingly fail to disclose,
14 and did knowingly assist with another person to conceal and fail
15 to disclose the occurrence of an event and a fact that affected
16 the initial and continued material right and entitlement of
17 FARMERS INS. to an insurance benefit and payment, and to the
18 amount of a benefit and payment to which FARMERS INS. was
19 entitled, namely: DEFENDANT HAD A FINANCIAL INTEREST IN AND
20 RECEIVED FINANCIAL INCENTIVES TO PRESCRIBE COMPOUND CREAMS TO
21 HIS WORKERS' COMPENSATION PATIENTS. (PATIENTS: MICHAEL S. AND
22 DON M.).

19 COUNT 7: On or about October 10, 2013, in violation of Section
20 550(b)(3) of the Penal Code (INSURANCE FRAUD), a FELONY, MANNIE
21 JOEL, with the intent to defraud, did unlawfully conceal and
22 knowingly fail to disclose, and did knowingly assist with
23 another person to conceal and fail to disclose the occurrence of
24 an event and a fact that affected the initial and continued
25 material right and entitlement of STATE COMPENSATION INSURANCE
26 FUND to an insurance benefit and payment, and to the amount of a
27 benefit and payment to which STATE COMPENSATION INSURANCE FUND
28 was entitled, namely: DEFENDANT HAD A FINANCIAL INTEREST IN AND
RECEIVED FINANCIAL INCENTIVES TO PRESCRIBE COMPOUND CREAMS TO
HIS WORKERS' COMPENSATION PATIENTS.

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1 COUNT 8: On or about and between September 10, 2013 and July
2 24, 2014, in violation of Section 550(b)(3) of the Penal Code
3 (INSURANCE FRAUD), a FELONY, MANNIE JOEL, with the intent to
4 defraud, did unlawfully conceal and knowingly fail to disclose,
5 and did knowingly assist with another person to conceal and fail
6 to disclose the occurrence of an event and a fact that affected
7 the initial and continued material right and entitlement of THE
8 HARTFORD FINANCIAL SERVICES to an insurance benefit and payment,
9 and to the amount of a benefit and payment to which THE HARTFORD
10 FINANCIAL SERVICES was entitled, namely: DEFENDANT HAD A
11 FINANCIAL INTEREST IN AND RECEIVED FINANCIAL INCENTIVES TO
12 PRESCRIBE COMPOUND CREAMS TO HIS WORKERS' COMPENSATION PATIENTS.

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10 COUNT 9: On or about and between May 17, 2013 and September 18,
11 2014, in violation of Section 550(b)(3) of the Penal Code
12 (INSURANCE FRAUD), a FELONY, MANNIE JOEL, with the intent to
13 defraud, did unlawfully conceal and knowingly fail to disclose,
14 and did knowingly assist with another person to conceal and fail
15 to disclose the occurrence of an event and a fact that affected
16 the initial and continued material right and entitlement of
17 TRAVELERS to an insurance benefit and payment, and to the amount
18 of a benefit and payment to which TRAVELERS was entitled,
19 namely: DEFENDANT HAD A FINANCIAL INTEREST IN AND RECEIVED
20 FINANCIAL INCENTIVES TO PRESCRIBE COMPOUND CREAMS AND TO ORDER
21 URINE TOXICOLOGY TESTING TO HIS WORKERS' COMPENSATION PATIENTS.

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19 COUNT 10: On or about and between May 20, 2013 and September
20 18, 2014, in violation of Section 550(b)(3) of the Penal Code
21 (INSURANCE FRAUD), a FELONY, MANNIE JOEL, with the intent to
22 defraud, did unlawfully conceal and knowingly fail to disclose,
23 and did knowingly assist with another person to conceal and fail
24 to disclose the occurrence of an event and a fact that affected
25 the initial and continued material right and entitlement of YORK
26 RISK SERVICES GROUP to an insurance benefit and payment, and to
27 the amount of a benefit and payment to which YORK RISK SERVICES
28 GROUP was entitled, namely: DEFENDANT HAD A FINANCIAL INTEREST
IN AND RECEIVED FINANCIAL INCENTIVES TO PRESCRIBE COMPOUND
CREAMS AND TO ORDER URINE TOXICOLOGY TESTS TO HIS WORKERS'
COMPENSATION PATIENTS.

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1 COUNT 11: On or about and between April 23, 2013 and June 13,
2 2013, in violation of Section 550(b)(3) of the Penal Code
3 (INSURANCE FRAUD), a FELONY, MANNIE JOEL, with the intent to
4 defraud, did unlawfully conceal and knowingly fail to disclose,
5 and did knowingly assist with another person to conceal and fail
6 to disclose the occurrence of an event and a fact that affected
7 the initial and continued material right and entitlement of
8 ZURICH to an insurance benefit and payment, and to the amount of
9 a benefit and payment to which ZURICH was entitled, namely:
10 DEFENDANT HAD A FINANCIAL INTEREST IN AND RECEIVED FINANCIAL
11 INCENTIVES TO PRESCRIBE COMPOUND CREAMS TO HIS WORKERS'
12 COMPENSATION PATIENTS.

9 I declare under penalty of perjury, on information and belief,
10 that the foregoing is true and correct.

11 Dated 04-03-2017 at Orange County, California.
12 KS/AC 17F00359

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14 TONY RACKAUCKAS, DISTRICT ATTORNEY

15 by: /s/ SHADDI KAMIABIPOUR
16 SHADDI KAMIABIPOUR, Deputy District Attorney

17 RESTITUTION CLAIMED

18
19 [] None
20 [] \$ _____
21 [X] To be determined

22 BAIL RECOMMENDATION:

23 MANNIE JOEL - \$ 30,000.00

24 NOTICES:

25 The People request that defendant and counsel disclose, within
26 15 days, all of the materials and information described in Penal
27 Code section 1054.3, and continue to provide any later-acquired
28 materials and information subject to disclosure, and without
further request or order.

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Pursuant to Welfare & Institutions Code §827 and California Rule of Court 5.552, notice is hereby given that the People will seek a court order to disseminate the juvenile case file of the defendant/minor, if any exists, to all parties in this action, through their respective attorneys of record, in the prosecution of this case.