## **Enforcement Trends**

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## Federal False Claims Act

SINCE 1986

\$59.0 B

Settlements & judgments

\$40.0 B

From Qui Tam

93.4 %

Qui Tam = Healthcare

2

## Liability

- Imposes civil liability on a person or corporation that
  - Knowingly presents, or causes to be presented, a false or fraudulent claim for payment or approval;
  - Knowingly makes, uses, or causes to be made or used, a false record or statement material to a false or fraudulent claim; or
  - Conspires to commit a False Claims Act violation
  - And more ...

## "Knowing" or "Knowingly"

- Means that persons or corporations, with respect to information
  - Have actual knowledge of the information;
  - Act in deliberate ignorance of the truth or falsity of the information; or
  - Act in reckless disregard of the truth or falsity of the information; and
  - Requires no proof of specific intent to defraud





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