

DEPARTMENT OF HEALTH & HUMAN SERVICES  
Centers for Medicare & Medicaid Services  
7500 Security Boulevard  
Baltimore, Maryland 21244-1850



**MEDICARE PARTS C AND D OVERSIGHT AND ENFORCEMENT GROUP**

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**February 26, 2014**

E-MAIL: [kgrace@lhany.com](mailto:kgrace@lhany.com)

Mr. Kevin M. Grace  
Chief Executive Officer  
Liberty Health Advantage, Inc.  
One Huntington Quadrangle, Suite 3N01  
Melville, NY 11747  
Telephone: 631-227-3408

Re: 2012 Program Audit – Notice of Audit Closure for Medicare Advantage and/or Standalone Prescription Drug Plan Contracts: H3337

Dear Mr. Grace:

On October 19, 2012, the Centers for Medicare & Medicaid Services (CMS) issued the final audit report to your organization for the above-referenced Medicare Advantage and/or Prescription Drug Plan contracts. The audit evaluated your organization's compliance with CMS requirements in the following areas:

1. Part D Formulary and Benefit Administration
2. Part D Coverage Determinations and Appeals
3. Part D Grievances
4. Part C Organization Determinations and Appeals
5. Part C Grievances
6. Part C Access to Care
7. Parts C & D Agent/Broker Oversight
8. Parts C & D Compliance Program Effectiveness
9. Parts C & D Enrollment & Disenrollment
10. Part D Late Enrollment Penalty (LEP)

Your organization was afforded 90 calendar days from the report date to provide data and documents to CMS to demonstrate and attest that all of the deficiencies in the audit report were sufficiently corrected and not likely to recur. CMS reviewed your evidence of correction submission and also conducted a review to validate the implementation of required corrective actions and immediate corrective actions.

**This notice is to inform you that based on the evidence provided by your organization and the validations conducted, you have corrected all deficiencies and as a result CMS is closing your audit.**

Mr. Kevin M. Grace

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CMS considers your compliance program's effectiveness to be essential in preventing, detecting and responding to potential non-compliance and fraud, waste, and abuse. Therefore, CMS expects your organization to continue monitoring the effectiveness of the corrective actions you have implemented and to continue to measure and improve the effectiveness of your compliance program. In addition, your Account Manager will continue to monitor and oversee your operations and compliance program to ensure that your organization is in compliance with all CMS requirements.

If you have any questions concerning this notice, please contact Ms. Carmen Ayada-Bladt at 212-616-2313 or via email at [Carmen.Ayada-Bladt@cms.hhs.gov](mailto:Carmen.Ayada-Bladt@cms.hhs.gov).

Sincerely,

/s/

Tawanda Holmes  
Director, Division of Audit Operations  
Medicare Part C and D Oversight and Enforcement Group

cc:

Michelle Turano, CMS/CM/MOEG  
Edgar Gallardo, Audit Lead, CMS/CM/MOEG  
Carmen Ayala-Bladt, Account Manager, CMS/ CMHPO/Region II  
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Mr. Li-Wei Chiang, Liberty Health Advantage, Inc., [lchiang@lhany.com](mailto:lchiang@lhany.com)  
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