

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



MEDICARE PARTS C & D OVERSIGHT AND ENFORCEMENT GROUP

March 25, 2015

Mr. Claude M. Vincenti
President
SummaCare, Inc.
10 N. Main Street
Akron, OH 44308

Re: Notice of Release of Intermediate Sanctions (Suspension of Marketing and Enrollment)
for Medicare Advantage-Prescription Drug Plan Contract Number: H3660

Dear Mr. Vincenti,

On August 11, 2014, the Centers for Medicare & Medicaid Services (CMS) imposed intermediate sanctions on SummaCare, Inc. (SummaCare), thereby suspending marketing and enrollment activities for Medicare Advantage-Prescription Drug Plan contract number H3660. The sanctions were imposed based on a program audit conducted in June 2014, which found serious deficiencies in the following operational areas: Part C and Part D organization/coverage determinations, appeals and grievances.

On December 23, 2014, SummaCare attested to CMS that all of the deficiencies cited in the CMS sanction notice were corrected as of December 15, 2014. As a result, CMS authorized a limited enrollment period beginning on January 1, 2015.

Pursuant to 42 C.F.R. § 422.756(c)(3)(i) and § 423.756(c)(3)(i), CMS required that SummaCare hire an independent auditor to conduct a validation audit and provide CMS with the results of the audit. CMS used the information from the independent audit report to assist in its determination about whether SummaCare has corrected the deficiencies that formed the basis for the sanction. Based on the results of the validation audit, CMS has determined that SummaCare's deficiencies have been sufficiently corrected. Therefore, effective March 25, 2015, the intermediate sanctions are released from contract H3660. Additionally, the limited enrollment period has ended and SummaCare will return to normal marketing and enrollment status.

CMS expects SummaCare to continue its audit validation activities with the CMS Division of Audit Operations for conditions found during the June 2014 program audit that were outside the scope of the sanctions. Please note that any future failures to comply with CMS requirements may subject SummaCare to other applicable remedies available under law, including the imposition of intermediate sanctions, civil money penalties, or contract termination or non-renewal as described in 42 C.F.R. Parts 422 and 423, Subparts K and O. If you have any

questions about this notice, please call or email the enforcement contact provided in your email notification.

Sincerely,

/s/

Gerard J. Mulcahy
Director
Medicare Parts C and D Oversight and Enforcement Group

cc: Heather Lang, CMS/CMHPO/Region V
Delores Perteet, CMS/CMHPO/Region V
Alicia Kimbrew, CMS/CMHPO/Region V