

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

September 13, 2016

Mr. Michael Turrell
Chief Executive Officer
Ultimate Health Plans, Inc.
1244 Mariner Blvd
Spring Hill, FL 34609

Re: Notice of Release of Intermediate Sanctions (Suspension of Marketing and Enrollment)
for Medicare Advantage-Prescription Drug Plan Contract Number: H2962

Dear Mr. Turrell:

On February 26, 2016, the Centers for Medicare & Medicaid Services (CMS) imposed intermediate sanctions on Ultimate Health Plans, Inc. (UHP), thereby suspending marketing and enrollment activities for Medicare Advantage-Prescription Drug Plan contract number H2962. The sanctions were imposed based on a program audit conducted October through November 2015, during which CMS found deficiencies in the following operational areas: Compliance Program Effectiveness; Part C and Part D Organization/Coverage Determinations, appeals, and grievances; and Prescription Drug (Part D) Formulary Administration.

On August 4, 2016, UHP attested to CMS that all of the deficiencies cited in the CMS sanction notice were corrected as of June 1, 2016.

Pursuant to 42 C.F.R. §§ 422.756(c)(3)(i) and 423.756(c)(3)(i), CMS required UHP to hire an independent auditor to conduct a validation audit and provide CMS with the results of the audit. CMS used the information in the independent audit report to determine whether UHP corrected the deficiencies that formed the basis for the sanction. Based on the results of the validation audit, CMS has determined that UHP's deficiencies have been sufficiently corrected. Therefore, effective September 13, 2016, CMS is lifting the intermediate sanctions for contract H2962 and UHP will return to normal marketing and enrollment status.

CMS expects UHP to continue its audit validation activities with CMS' Division of Audit Operations to address any conditions found during the program audit that were not part of the sanction. Additionally, in March 2017, UHP must audit the areas cited in the sanction notice and report the results to CMS. Please note that, if UHP fails to comply with CMS program requirements in the future, CMS may impose one or more of the remedies available under law, including the imposition of intermediate sanctions, civil money penalties, and/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: Morte Williams, CMS/CMHPO/Region V
Michael Taylor, CMS/CMHPO/Region V
Lorraine Williams, CMS/CMHPO/Region V
Shannon Comage, CMS/CMHPO/Region V