

Exhibit B

**Arnall
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April 3, 2015

CMS FOIA Officer
Centers for Medicare & Medicaid Services
Mailstop N2-20-16
7500 Security Boulevard
Baltimore, MD 21244

Re: Request for Information Under the Freedom of Information Act ("FOIA")

Dear CMS Freedom of Information Act Officer:

Under the Freedom of Information Act, 5 U.S.C. subsection 552, I am requesting access to the following information:

All documentation and information relating to the role played by the Centers for Medicare and Medicaid Services in developing, and CMS's response to, the Department of Health & Human Services, Office of Inspector General ("OIG") Report, *Questionable Billing By Skilled Nursing Facilities*, OEI-02-09-00202, December, 2010.

The information requested includes, but is not limited to:

All documentation and information relating to the underlying data in the Report, including data that was provided to or by CMS in connection with the Report; data that was examined, reviewed, or validated by CMS in connection with the Report; data that was analyzed by CMS in connection with the Report; and how the data was identified and selected in the first instance;

All documentation and information relating to and describing contacts and communications between HHS employees, CMS employees, HHS OIG employees, and DOJ employees related to the Report, including contacts and communications that took place during the preparation of the Report; after the presentation of the report; and the names, identities and positions of the employees involved;

All documentation and information relating to and describing contacts and communications between HHS employees, CMS employees, HHS OIG



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employees, and DOJ employees, and anyone else, including independent contractors, researchers, and the media, related to the Report, including contacts and communications that took place during the preparation of the Report; after the presentation of the report; and the names, identities and positions of the parties involved;

All documentation and information relating to the identities, backgrounds, experience, and qualifications of anyone affiliated with, hired by, or contractually engaged by CMS, who was associated with the Report, including anyone who was consulted on any aspect of the report; who provided information, data, or advice in the review process, the preparation of the OIG Report, or the review of the conclusions in the Report; who participated in any way in preparing CMS's response to the Report and the recommendations contained in it; who reviewed the claims that were referred to CMS by the OIG, based on the Report; and who determined the outcomes for each claim that was referred by the OIG and reviewed by CMS;

All documentation and information relating to CMS's input in the OIG Report, internal deliberations concerning the Report, communications regarding the Report, and assessment of the Report, including the identities and positions of the parties involved; any notes and records of the parties involved; and the substance of the discussions, etc. that took place;

All documentation and information relating to any actions or decisions taken by CMS based on the OIG Report, including any claims or cases that were referred by the OIG as mentioned in the Report, or as a result of the Report; the outcomes and decisions regarding the claims that were referred and any related claims; any claims that were referred to the Department of Justice for civil or criminal action; any changes and recommendations proposed or implemented as a result of the Report; the identities and positions of the parties involved; and any notes, records, memos, etc. relating to these topics; and

All documentation and information relating to all communications between CMS or any CMS employees or contractors, and any other government agencies or parties concerning the OIG Report, including the U.S. Department of Justice; any members of Congress, Congressional staffers, or Congressional committees; and the media.

In order to help you determine my status for the purpose of assessing fees, you should know that I am affiliated with a private business and am seeking information for

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use in the company's business. I am willing to pay fees for this request up to a maximum of \$5,000. If you estimate that the fees will exceed this limit, please inform me first.

I request that the information I seek be provided in electronic format, and I would like to receive it on a personal computer disk. I further ask that my request receive expedited processing because I represent clients for whom an understanding of these issues is essential to their business and continued future.

If you have any questions about handling this request, you may reach me by telephone or email at the addresses reflected on this page.

Sincerely,

ARNALL GOLDEN GREGORY LLP


Glenn P. Hendrix