



Follow-Up & Status Request – Case #25-599225-CP-CR-Dis (and related #25-599528) – Medeiros v. HHS/OCR/CMS – Preservation Confirmed Re: 25-599225-CP-CR-Dis Medeiros, David vs U.S. Department of Health and Human Services (HHS) Office for Civil Rights (OCR)

From ABI RESOURCES 860 942-0365 <AABIWR@LIVE.COM>

Date Tue 2/17/2026 7:54 AM

Bcc OCRComplaint@hhs.gov <OCRComplaint@hhs.gov>; ABI RESOURCES 860 942-0365 <AABIWR@LIVE.COM>; Reg3.OCRMail@hhs.gov <Reg3.OCRMail@hhs.gov>; OCR Mail <ocrmail@hhs.gov>; Kaplan, Amy (HHS/OCR) <Amy.Kaplan@HHS.GOV>

15 attachments (12 MB)

Follow-Up & Status Request Case #25-599225-CP-CR-Dis and related #25-599528 Medeiros v HHSOCRCMS Preservation Confirmed Re 25-599225-CP-CR-Dis Medeiros David vs US Department of Health and Human Services pdf (1).pdf; Follow-Up & Status Request Case #25-599225-CP-CR-Dis and related #25-599528 Medeiros v HHSOCRCMS Preservation Confirmed Re 25-599225-CP-CR-Dis Medeiros David vs US Department of Health and Human Services pdf (2).pdf; Follow-Up & Status Request Case #25-599225-CP-CR-Dis and related #25-599528 Medeiros v HHSOCRCMS Preservation Confirmed Re 25-599225-CP-CR-Dis Medeiros David vs US Department of Health and Human Services pdf (3).pdf; Follow-Up & Status Request Case #25-599225-CP-CR-Dis and related #25-599528 Medeiros v HHSOCRCMS Preservation Confirmed Re 25-599225-CP-CR-Dis Medeiros David vs US Department of Health and Human Services pdf (4).pdf; Follow-Up & Status Request Case #25-599225-CP-CR-Dis and related #25-599528 Medeiros v HHSOCRCMS Preservation Confirmed Re 25-599225-CP-CR-Dis Medeiros David vs US Department of Health and Human Services pdf (5).pdf; Follow-Up & Status Request Case #25-599225-CP-CR-Dis and related #25-599528 Medeiros v HHSOCRCMS Preservation Confirmed Re 25-599225-CP-CR-Dis Medeiros David vs US Department of Health and Human Services pdf (6).pdf; Follow-Up & Status Request Case #25-599225-CP-CR-Dis and related #25-599528 Medeiros v HHSOCRCMS Preservation Confirmed Re 25-599225-CP-CR-Dis Medeiros David vs US Department of Health and Human Services pdf (7).pdf; Follow-Up & Status Request Case #25-599225-CP-CR-Dis and related #25-599528 Medeiros v HHSOCRCMS Preservation Confirmed Re 25-599225-CP-CR-Dis Medeiros David vs US Department of Health and Human Services pdf (8).pdf; Follow-Up & Status Request Case #25-599225-CP-CR-Dis and related #25-599528 Medeiros v HHSOCRCMS Preservation Confirmed Re 25-599225-CP-CR-Dis Medeiros David vs US Department of Health and Human Services pdf (9).pdf; Follow-Up & Status Request Case #25-599225-CP-CR-Dis and related #25-599528 Medeiros v HHSOCRCMS Preservation Confirmed Re 25-599225-CP-CR-Dis Medeiros David vs US Department of Health and Human Services pdf (10).pdf; Follow-Up & Status Request Case #25-599225-CP-CR-Dis and related #25-599528 Medeiros v HHSOCRCMS Preservation Confirmed Re 25-599225-CP-CR-Dis Medeiros David vs US Department of Health and Human Services pdf (11).pdf; Follow-Up & Status Request Case #25-599225-CP-CR-Dis and related #25-599528 Medeiros v HHSOCRCMS Preservation Confirmed Re 25-599225-CP-CR-Dis Medeiros David vs US Department of Health and Human Services pdf (12).pdf; Follow-Up & Status Request Case #25-599225-CP-CR-Dis and related #25-599528 Medeiros v HHSOCRCMS Preservation Confirmed Re 25-599225-CP-CR-Dis Medeiros David vs US Department of Health and Human Services pdf (13).pdf; Follow-Up & Status Request Case #25-599225-CP-CR-Dis and related #25-599528 Medeiros v HHSOCRCMS Preservation Confirmed Re 25-599225-CP-CR-Dis Medeiros David vs US Department of Health and Human Services pdf (14).pdf; Follow-Up & Status Request Case #25-599225-CP-CR-Dis and related #25-599528 Medeiros v HHSOCRCMS Preservation Confirmed Re 25-599225-CP-CR-Dis Medeiros David vs US Department of Health and Human Services pdf (15).pdf;

02.17.2026

Official Record & Request for DOJ Review – Ongoing HHS/OCR/CMS ADA Violations, Case #25-599225-CP-CR-Dis & #25-599528 – Medeiros Whistleblower Matter (Reference Prior DOJ Report #574764-WLL)

Dear Attorney General Bondi, Civil Rights Division (Disability Rights Section), and U.S. Attorney Sullivan:

Attached/quoted below is my February 17, 2026 follow-up status request to HHS Office for Civil Rights (OCR) Investigator Amy Kaplan regarding Case #25-599225-CP-CR-Dis (and related closure of #25-599528).

This matter involves documented failures by CMS and OCR to provide reasonable accommodations under ADA Title II and Section 504 for my acquired brain injury (ABI), systemic non-enforcement of federal disability laws in Connecticut's Medicaid ABI Waiver Program, whistleblower retaliation, and transparency/FOIA obstructions. No substantive response has been received since my July 14, 2025 preservation request.

I respectfully request that the Department of Justice:

1. Open or associate an official file for monitoring and potential intervention.
2. Confirm receipt and preservation of all referenced records.
3. Coordinate with HHS OIG/OSC on whistleblower protections and any overlapping fraud investigations.

I remain available for an interactive process or secure briefing. All prior documentation (timelines, FOIAs, binders) is available upon request. This communication is part of my official federal record.

Thank you for your attention to this important civil-rights and oversight matter.

David Medeiros

02.17.2026

Follow-Up & Status Request – Case #25-599225-CP-CR-Dis (and related #25-599528) – Medeiros v. HHS/OCR/CMS – Preservation Confirmed July 14, 2025

Ms. Kaplan and OCR Team,

On Friday, February 28, 2025 4:43 PM I sent a formal status-update and record-preservation request while you were on leave. As of today (February 17, 2026), I have received no response or update.

Please provide, within 10 business days:

1. Current status of #25-599225-CP-CR-Dis and any investigative or administrative actions.
2. Confirmation that all records, communications, and attachments have been preserved.
3. Written explanation for any closure or delay, with appeal rights.

This matter remains active for federal proceedings, whistleblower protections, and oversight. I remain available for an interactive process to resolve accommodation concerns.

Thank you.

Respectfully, David Medeiros ABI Resources aabiwr@live.com | 860-463-3638

Best regards,
David Medeiros
[ABI Resources](http://ABIResources.com)
Medicaid Acquired Brain Injury ABI Waiver Program Provider
Honor all, Be the best.
David-Medeiros.com



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From: ABI RESOURCES 860 942-0365 <AABIWR@LIVE.COM>

Sent: Monday, July 14, 2025 10:18 AM

To: Kaplan, Amy (HHS/OCR) <Amy.Kaplan@HHS.GOV>; Reg3.OCRMail@hhs.gov <Reg3.OCRMail@hhs.gov>

Cc: OCRComplaint@hhs.gov <OCRComplaint@hhs.gov>

Subject: Re: 25-599225-CP-CR-Dis Medeiros, David vs U.S. Department of Health and Human Services (HHS) Office for Civil Rights (OCR)

Subject: Formal Request for Status Update and Legal Record Preservation

Date: July 14, 2025

This message serves as a formal request for an immediate update on the status of this matter as it remains relevant to active federal proceedings, whistleblower protections, and compliance oversight.

In accordance with applicable federal and state laws, including but not limited to statutory retention obligations, please confirm the following:

1. The current status of this matter and any related investigative or administrative actions
2. That this record and all related documents, communications, filings, and attachments have been preserved in full

This communication is being retained as part of an official federal fraud and retaliation case file.

Respectfully,

David Medeiros

Founder, ABI Resources
aabiwr@live.com |

Best regards,
David Medeiros

[ABI Resources](#)

Medicaid Acquired Brain Injury ABI Waiver Program Provider
Honor all, Be the best.



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From: ABI RESOURCES 860 942-0365 <AABIWR@LIVE.COM>

Sent: Wednesday, March 19, 2025 6:20 AM

To: Kaplan, Amy (HHS/OCR) <Amy.Kaplan@HHS.GOV>; Reg3.OCRMail@hhs.gov <Reg3.OCRMail@hhs.gov>

Cc: OCRComplaint@hhs.gov <OCRComplaint@hhs.gov>

Subject: Re: 25-599225-CP-CR-Dis Medeiros, David vs U.S. Department of Health and Human Services (HHS) Office for Civil Rights (OCR)

Please review the attached Document.

Formal Appeal & Escalation of OCR's Decision to Close Case #25-599528

Dear Mr. Brown, Supervisory Equal Opportunity Specialist

I am writing in response to your letter dated **March 18, 2025**, in which the **U.S. Department of Health and Human Services (HHS) Office for Civil Rights (OCR)** stated that it would **not further investigate my allegations against the Centers for Medicare and Medicaid Services (CMS)** regarding **discrimination, denial of a reasonable accommodation, and failure to investigate prior complaints against the state of Connecticut.**

This decision is both **legally and procedurally flawed**, and I am formally requesting:

1. **A full appeal and reconsideration of OCR's decision to close this case.**
2. **A detailed, written justification explaining why OCR determined that these violations did not warrant further investigation.**
3. **Immediate intervention by the U.S. Department of Justice (DOJ), the HHS Office of Inspector General (OIG), and the Office of Special Counsel (OSC) to investigate OCR's failure to enforce federal disability laws.**

1. OCR's Decision Violates Federal Civil Rights Obligations

The **Americans with Disabilities Act (ADA) Title II (42 U.S.C. § 12132)** and **Section 504 of the Rehabilitation Act (29 U.S.C. § 794)** require public entities, including CMS, to ensure equal access to federally funded services for individuals with disabilities. **CMS failed to comply with these laws in the following ways:**

- **CMS denied my right to review documentation related to its oversight of Connecticut Medicaid programs.**
- **CMS failed to provide a reasonable accommodation in handling my prior complaints against Connecticut.**
- **CMS has taken no action to ensure that Connecticut's Medicaid program complies with federal ADA and civil rights laws.**

By closing this case without conducting a meaningful investigation, **OCR is actively participating in the suppression of civil rights enforcement rather than upholding its duty to ensure compliance.**

2. OCR's Pattern of Dismissing Valid Civil Rights Complaints

This is not an isolated incident. OCR has **repeatedly ignored, delayed, or dismissed complaints from individuals with disabilities regarding systemic discrimination by Connecticut agencies.** By doing so, **OCR is enabling state-level civil rights violations and failing in its federal oversight responsibilities.**

I demand **a full audit and investigation into OCR's handling of this case** to determine whether OCR staff are acting under improper influence or failing to enforce federal disability laws due to administrative bias or political interference.

3. Immediate Corrective Action Required

I request that OCR take the following actions **immediately:**

1. **Reopen and fully investigate Case #25-599528** and all associated violations of federal disability rights laws.
2. **Provide a written explanation for why OCR determined not to investigate my case.** This explanation must cite **specific legal precedents and regulatory justifications** for the dismissal.
3. **Refer this case to the U.S. Department of Justice (DOJ) Civil Rights Division** for independent review and enforcement.
4. **Provide an official statement regarding how OCR ensures that complaints against state agencies are properly handled** and not wrongfully dismissed under political or procedural pretexts.

4. Final Warning & Legal Consequences

Failure to take corrective action will result in **further escalation to the U.S. Office of Special Counsel (OSC), the HHS Office of Inspector General (OIG), the DOJ, and congressional oversight committees.** I will also seek **whistleblower protections under federal law** to expose the pattern of non-enforcement occurring within OCR.

Please confirm receipt of this appeal and provide a response **within 10 business days** outlining the next steps OCR will take.

Sincerely,

David Medeiros

ABI Resources

Medicaid Acquired Brain Injury (ABI) Waiver Program Provider

Email: aabiwr@live.com

Best regards,

David Medeiros

[ABI Resources](#)

Medicaid Acquired Brain Injury ABI Waiver Program Provider

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From: ABI RESOURCES 860 942-0365 <AABIWR@LIVE.COM>

Sent: Monday, March 3, 2025 12:38 PM

To: Kaplan, Amy (HHS/OCR) <Amy.Kaplan@HHS.GOV>

Cc: ABI RESOURCES LLC www.CTbrainINJURY.com <AABIWR@live.com>

Subject: Re: 25-599225-CP-CR-Dis Medeiros, David vs U.S. Department of Health and Human Services (HHS) Office for Civil Rights (OCR)

I am pointing out a critical systemic failure: **The federal government, particularly the Department of Justice (DOJ) Civil Rights Division, assumes that states are properly handling civil rights issues, even when states are actively violating those rights.** This creates a dangerous loophole—when a state fails to protect civil rights, and the federal government refuses to intervene, citizens are left without any enforcement mechanism to uphold their constitutional protections.

This isn't just bureaucratic inefficiency—it's **a structural failure that denies justice to those who need it most.** The DOJ's response pattern suggests they **defer to state agencies under the assumption of compliance**, rather than investigating whether those agencies are complicit in rights violations. This means:

- **If a state government is corrupt or negligent, civil rights violations go unchecked.**
- **If the federal government refuses to override state inaction, constitutional protections become meaningless.**
- **Citizens—especially those who lack resources, legal knowledge, or the ability to advocate—are left completely vulnerable.**

For people without the time, money, or legal expertise to fight back, this creates **a silent crisis of civil rights abuses that never get addressed.** The system is structured in a way that **protects the agencies, not the people they are supposed to serve.**

Bottom line: The federal government is supposed to be the ultimate safeguard for civil rights, **but by refusing to intervene when states fail, they are effectively allowing constitutional violations to continue unchecked.** Connecticut, in this case, is proof that a state can strip people of their rights without consequence, because the federal government won't step in. That leaves everyday citizens with no recourse—**especially those who are disabled, vulnerable, or unable to advocate for themselves.**

Let me know if you'd like this refined further. This explanation is designed to make the systemic failure undeniable and emphasize why this issue affects not just mine, but **every American who relies on the government to uphold their rights.**

Subject: RE: Accessibility Concerns and OCR Correspondence

Dear Amy,

Thank you for reaching out. I want to clarify that this is not just an accommodation request—it is a well-documented pattern of systemic inaction and noncompliance across multiple agencies, including Connecticut state authorities, CHRO, HHS, CMS, DOJ, OCR, and ultimately the FBI.

To directly answer your question: Yes, I have extensive records of my attempts to request alternative formats from OCR. These requests were made in compliance with the **Americans with Disabilities Act (ADA)** and **Section 504 of the Rehabilitation Act**, and they outlined my need for accessible submission methods due to my disability. Despite these lawful requests, OCR failed to accommodate me or provide a meaningful response.

Furthermore, I escalated this issue through every appropriate federal channel, culminating in my report to the **Department of Justice Civil Rights Division (Report #574764-WLL)**. However, as confirmed in DOJ's response, they **declined to take further action**, even while acknowledging the validity of my complaint. This pattern of neglect highlights a systemic failure to uphold federally protected rights and to provide due process to individuals with disabilities.

The refusal of OCR and other agencies to act on these violations, despite my continuous efforts to report them, reinforces the need for immediate federal intervention. I can provide documentation of all related correspondence, including emails, submission receipts, and responses from OCR and other agencies, which demonstrate that my requests for accessibility were either ignored or deflected.

Please let me know how OCR intends to rectify this failure and whether they will take accountability for previously disregarding my legally protected rights.

Best regards,
David Medeiros
ABI Resources
Medicaid Acquired Brain Injury ABI Waiver Program Provider

Best regards,
David Medeiros
[ABI Resources](#)
Medicaid Acquired Brain Injury ABI Waiver Program Provider
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From: ABI RESOURCES 860 942-0365 <AABIWR@LIVE.COM>
Sent: Monday, March 3, 2025 12:13 PM
To: Kaplan, Amy (HHS/OCR) <Amy.Kaplan@HHS.GOV>
Cc: ABI RESOURCES LLC www.CTbrainINJURY.com <AABIWR@live.com>

Subject: Re: 25-599225-CP-CR-Dis Medeiros, David vs U.S. Department of Health and Human Services (HHS) Office for Civil Rights (OCR)

Subject: RE: Accessibility Concerns and OCR Correspondence

Dear Amy,

Thank you for reaching out. This situation extends far beyond a basic accommodation request—it is a documented and ongoing systemic failure involving multiple government entities, including the Connecticut state government, the Commission on Human Rights and Opportunities (CHRO), the Department of Health and Human Services (HHS), the Centers for Medicare & Medicaid Services (CMS), the Department of Justice (DOJ), the Office for Civil Rights (OCR), and ultimately the Federal Bureau of Investigation (FBI).

To answer your question directly: Yes, I have extensive documentation of my efforts to request an alternative format for submitting my complaint to OCR. My disability necessitates clear and accessible communication, and I have repeatedly requested reasonable accommodations in compliance with **the Americans with Disabilities Act (ADA)** and **Section 504 of the Rehabilitation Act**. However, my attempts have been met with obfuscation, delays, and outright non-responsiveness across multiple agencies.

I have followed every required procedure—escalating from Connecticut’s government to CHRO, HHS, CMS, DOJ, OCR, and finally the FBI. Yet, no agency has taken any meaningful action to address these violations. This is not a singular administrative oversight but an orchestrated pattern of inaction that effectively suppresses whistleblower protections and denies individuals with disabilities their fundamental rights.

If you require specific details, I can provide records of my correspondence with OCR, DOJ, and other agencies, where I have:

- **Requested accessible submission formats multiple times.**
- **Highlighted ADA and FOIA compliance failures.**
- **Documented systemic discrimination and retaliation.**

Despite these efforts, my concerns have been ignored or deflected, reinforcing the urgent need for external federal intervention.

Please let me know how you wish to proceed. If OCR is willing to review this matter seriously and address these violations, I am open to further discussions. However, I must emphasize that this issue has already been escalated beyond OCR due to previous inaction.

Best regards,
David Medeiros
ABI Resources
Medicaid Acquired Brain Injury ABI Waiver Program Provider

Best regards,
David Medeiros
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Medicaid Acquired Brain Injury ABI Waiver Program Provider
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From: ABI RESOURCES 860 942-0365 <AABIWR@LIVE.COM>

Sent: Monday, March 3, 2025 12:06 PM

To: Kaplan, Amy (HHS/OCR) <Amy.Kaplan@HHS.GOV>

Cc: ABI RESOURCES 860 942-0365 <AABIWR@live.com>

Subject: Re: 25-599225-CP-CR-Dis Medeiros, David vs U.S. Department of Health and Human Services (HHS) Office for Civil Rights (OCR)

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Best regards,
David Medeiros
[ABI Resources](#)
Medicaid Acquired Brain Injury ABI Waiver Program Provider
Honor all, Be the best.



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From: ABI RESOURCES 860 942-0365 <AABIWR@LIVE.COM>
Sent: Monday, March 3, 2025 11:56 AM
To: Kaplan, Amy (HHS/OCR) <Amy.Kaplan@HHS.GOV>
Cc: ABI RESOURCES LLC www.CTbrainINJURY.com <AABIWR@live.com>
Subject: Re: 25-599225-CP-CR-Dis Medeiros, David vs U.S. Department of Health and Human Services (HHS) Office for Civil Rights (OCR)

 [Comprehensive FOIA Request for OCR Transaction Number 01-25-592844 \(Centers for Medicare and Medicaid Services\).\(1\).zip](#)
 [Comprehensive FOIA Request for OCR Transaction Number 01-25-592844 \(Centers for Medicare and Medicaid Services\).zip](#)

-  [Comprehensive FOIA Request for OCR Transaction Number 01-25-592844 \(Department Of Health And Human Services, Office For Civil Rights\)_\(1\).zip](#)
-  [Comprehensive FOIA Request for OCR Transaction Number 01-25-592844 \(Department Of Health And Human Services, Office For Civil Rights\)_\(2\).zip](#)
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-  [Comprehensive FOIA Request for OCR Transaction Number 01-25-592844 \(Department of Justice, Civil Rights Division\)_\(1\).zip](#)
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-  [09.24.2024 Federal Intervention HHS OIG CMS GAO DOJ OCR Whistleblower Report 2024.docx](#)
-  [09.24.2024 Federal Intervention HHS OIG CMS GAO DOJ OCR Whistleblower Report 2024.pdf.lnk](#)
-  [09.24.2024 Federal Intervention HHS OIG CMS GAO DOJ OCR Whistleblower Report 2024.pdf.lnk](#)
-  [09.24.2024 Federal Intervention HHS OIG CMS GAO DOJ OCR Whistleblower Report 2024\(1\).pdf](#)
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-  [09.24.2024 Federal Intervention HHS_OIG_CMS_GAO_DOJ_OCR_Whistleblower_Report_2024.pdf](#)
-  [12.06.2024 Formal and Immediate Demand for Enforcement of Federal and Constitutional Compliance HHS CMS OCR_OIG_DOJ_GAO_USC_FOIA_ADA_DSS_OSC_DAS_OAG_FOIC_CGS_DB.42.131.Inf. ABI Medeiros Connecticut DOGE .pdf](#)
-  [120620~1.PDF](#)
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-  [12.07.2024 Enforce Federal and Constitutional Compliance Without Delay HHS CMS OCR_OIG_DOJ_GAO_USC_FOIA_ADA_DSS_OSC_DAS_OAG_FOIC_CGS_DB.42.131.Inf. ABI Medeiros Connecticut DOGE .pdf](#)
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-  [12.26.2023 OCR Consent Form .pdf](#)
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-  [OCR Consent Form \(1\) - Copy.pdf](#)
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Best regards,
David Medeiros
[ABI Resources](#)
Medicaid Acquired Brain Injury ABI Waiver Program Provider
Honor all, Be the best.



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From: ABI RESOURCES 860 942-0365 <AABIWR@LIVE.COM>
Sent: Monday, March 3, 2025 11:45 AM
To: Kaplan, Amy (HHS/OCR) <Amy.Kaplan@HHS.GOV>
Cc: ABI RESOURCES LLC www.CTbrainINJURY.com <AABIWR@live.com>
Subject: Re: 25-599225-CP-CR-Dis Medeiros, David vs U.S. Department of Health and Human Services (HHS) Office for Civil Rights (OCR)

Hi Amy,

Im going to send a few emails including some files.

Best regards,
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[ABI Resources](#)
Medicaid Acquired Brain Injury ABI Waiver Program Provider
Honor all, Be the best.



NOTE: This e-mail may contain sensitive and/or privileged information. If you are not the intended recipient (or have received this email in error) please notify the sender immediately and destroy this e-mail. Any unauthorized copying, disclosure, or distribution of the material in this e-mail is strictly forbidden. Under the Privacy Act of 1974, all data of a private nature must be protected from unauthorized disclosure. [Rise Above Challenges](#)

From: Kaplan, Amy (HHS/OCR) <Amy.Kaplan@HHS.GOV>
Sent: Monday, March 3, 2025 8:47 AM
To: ABI RESOURCES 860 942-0365 <AABIWR@LIVE.COM>
Subject: RE: 25-599225-CP-CR-Dis Medeiros, David vs U.S. Department of Health and Human Services (HHS) Office for Civil Rights (OCR)

Mr. Medeiros,
Do you have copies of any correspondence with OCR where you requested an alternative format to submit your complaint. We receive a lot of complaints where someone inputs the information over the phone on behalf of the complainant and then they can upload additional documents, so I am wondering what specific format you requested and who you spoke with regarding these accessibility concerns.

Thank you,
Amy

From: ABI RESOURCES 860 942-0365 <AABIWR@LIVE.COM>
Sent: Friday, February 28, 2025 5:53 PM

To: Kaplan, Amy (HHS/OCR) <Amy.Kaplan@HHS.GOV>

Cc: ABI RESOURCES 860 942-0365 <AABIWR@live.com>

Subject: Re: 25-599225-CP-CR-Dis Medeiros, David vs U.S. Department of Health and Human Services (HHS) Office for Civil Rights (OCR)

Response to OCR Investigator Amy Kaplan – Clarification of CMS & OCR ADA Violations

Subject: Clarification of CMS & OCR Non-Compliance with Reasonable Accommodation Requests

Dear Ms. Kaplan,

Thank you for your time and for allowing me to provide further clarification regarding my allegations. I appreciate your willingness to review these issues thoroughly.

1. OCR's Failure to Provide Reasonable Accommodations

The primary issue I am alleging against OCR is that it **failed to provide an accessible means for me to submit my complaint and fully participate in the grievance process.**

OCR-Specific ADA Violations

- **OCR's standard complaint process does not accommodate individuals with cognitive disabilities.**
 - I **requested an alternative format** to submit my complaint due to my brain injury and cognitive processing challenges.
 - OCR did not provide a clear or accessible alternative submission method.
 - I was forced to find a workaround without proper ADA accommodations.
- **OCR's communication formats were inconsistent and inaccessible.**
 - Some responses were provided in emails, while others were sent as PDFs.
 - The **PDFs were not in an accessible, screen-reader-compatible format**, making it difficult for me to process the information independently.
 - OCR did not ensure that I could fully understand and retain the details of my case.
- **OCR did not engage in an ADA interactive process.**
 - When I requested accommodations, there was **no formal acknowledgment or structured interactive process** to determine reasonable alternatives.

Because OCR is responsible for **enforcing ADA compliance**, its **failure to accommodate a complainant with a known disability raises serious concerns about systemic accessibility within its own processes.**

2. CMS's Failure to Provide Reasonable Accommodations & Violations of the ADA

The **Centers for Medicare & Medicaid Services (CMS)** violated my rights under the **ADA and Section 504** in the following ways:

CMS-Specific ADA Violations

1. Failure to Provide Budget Transparency in an Accessible Format

- CMS confirmed that **it could not obtain Connecticut's Medicaid budget data** when I requested transparency about how funding was allocated for the ABI Waiver Program.
- I requested that **CMS ensure that this information be provided in an accessible format**, and CMS did not take corrective action or provide an alternative.

- This denied me **meaningful access to information that directly impacts my ability to operate as a Medicaid provider and advocate for Medicaid recipients.**

1. Failure to Ensure ADA Compliance in Connecticut Medicaid Grievance & Appeals Process

- CMS is responsible for **overseeing state Medicaid programs** to ensure compliance with **federal disability rights laws, including the ADA and Section 504.**
- I alerted CMS that **Connecticut's Medicaid grievance and appeals process was inaccessible** to individuals with cognitive disabilities and that **DSS was refusing to provide accessible documents and alternative submission methods.**
- CMS did not intervene or enforce compliance, allowing Connecticut to continue violating the rights of Medicaid recipients with disabilities.

2. Failure to Ensure Connecticut DSS & Medicaid Comply with FOIA & Transparency Laws

- As part of my advocacy, I requested **budgetary information and Medicaid provider directories** in an **accessible format.**
- CMS did not ensure that Connecticut **provided these records in a manner that individuals with disabilities could use and understand.**
- This failure to enforce transparency created **barriers to accessing critical Medicaid information,** violating ADA Title II.
- CMS is responsible for **overseeing state Medicaid programs** to ensure compliance with **federal disability rights laws, including the ADA and Section 504.**
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- **Denied full participation in the Medicaid system.**
- **Prevented from effectively challenging DSS's misconduct.**
- **Excluded from access to critical Medicaid budget and policy documents.**
- **Obstructed in my efforts to advocate for other individuals with disabilities.**

1. A full OCR review of its own complaint process to ensure ADA compliance and provide accessible submission options for complainants with cognitive disabilities.

2. A CMS audit of Connecticut DSS to enforce:

- ADA-compliant Medicaid grievance processes.
- Accessible communication formats for Medicaid-related documents.
- Transparency in Medicaid budget disclosures.

3. A formal response from CMS outlining steps to ensure Connecticut DSS complies with federal disability laws.

Given the **severity of these violations and the undeniable systemic impact,** I am formally requesting **immediate federal intervention and whistleblower protections.**

1. A full federal audit and investigation into Connecticut's DSS and CHRO for systemic civil rights violations in the Medicaid program.

2. **Immediate federal oversight to prevent further retaliation against me and other whistleblowers.**
3. **A mandate that DSS comply with ADA Title II and Section 504 by providing accessible Medicaid documentation and an ADA-compliant grievance process.**
4. **A review of how Connecticut suppresses FOIA requests and grievance filings to conceal misconduct.**
5. **Legal accountability for state officials involved in civil rights violations and whistleblower retaliation.**
- **I have internal communications, FOIA responses (or lack thereof), financial records, and procedural documents that show how DSS, CHRO, and other agencies manipulate policies to deny due process and ADA rights to Medicaid recipients.**
- **The same systems that are being used against me are being used to target other individuals with disabilities, low-income families, and providers who refuse to participate in corrupt practices.**
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- **A secure, confidential meeting with federal authorities to present my full findings.**
- **Immediate whistleblower protection protocols to ensure that my ability to advocate and expose these violations is not further obstructed.**
1. Please provide me additional information regarding the denials of reasonable accommodations for accessible communication formats that Connecticut, through the DSS and Medicaid Program, is not providing for disabled persons e.g., accessible communication formats. You indicated that you were not provided reasonable accommodations when accessing Medicaid services and participating in the grievance process. Please clarify what the specific reasonable accommodation was that you requested and what was denied. Did you send in a written request and was a denial letter provided? Was an alternative accommodation provided? Did someone offer to assist you with submitted grievances on the phone if you had issues with accessibility or offer an alternative format?
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Email: Amy.Kaplan@hhs.gov

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- **Is it politically motivated?**
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1. **A full federal audit and investigation into Connecticut's DSS and CHRO for systemic civil rights violations in the Medicaid program.**
2. **Immediate federal oversight to prevent further retaliation against me and other whistleblowers.**
3. **A mandate that DSS comply with ADA Title II and Section 504 by providing accessible Medicaid documentation and an ADA-compliant grievance process.**
4. **A review of how Connecticut suppresses FOIA requests and grievance filings to conceal misconduct.**
5. **Legal accountability for state officials involved in civil rights violations and whistleblower retaliation.**
- **A secure, confidential meeting with federal authorities to present my full findings.**
- **Immediate whistleblower protection protocols to ensure that my ability to advocate and expose these violations is not further obstructed.**
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2. Please elaborate on the same issue about OCR's complaint form. Did you request a reasonable accommodation with the complaint form for OCR and were not provided another means to submit a complaint? Please provide any information that you have in writing that was submitted or a denial letter concerning an alternative format request or reasonable accommodation request.

Email: Amy.Kaplan@hhs.gov

- **Denied full participation in the Medicaid system.**
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 - **Excluded from access to critical Medicaid budget and policy documents.**
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 - **ADA-compliant Medicaid grievance processes.**
 - **Accessible communication formats for Medicaid-related documents.**
 - **Transparency in Medicaid budget disclosures.**
 3. **A formal response from CMS outlining steps to ensure Connecticut DSS complies with federal disability laws.**

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Email: Amy.Kaplan@hhs.gov

Summary of CMS Violations

CMS had a **legal duty** to ensure that:

- ✓ **Connecticut provided Medicaid-related documents in accessible formats.**
- ✓ **The Medicaid grievance and appeals process was ADA-compliant.**
- ✓ **FOIA and budget transparency laws were followed in a way that ensured equal access for disabled individuals.**

CMS failed in **all three areas**.

3. Why These Violations Matter & Their Impact on My Ability to Participate in Medicaid Services

Because **OCR and CMS did not provide reasonable accommodations or enforce ADA compliance**, I was:

- **Denied full participation in the Medicaid system.**
- **Prevented from effectively challenging DSS's misconduct.**
- **Excluded from access to critical Medicaid budget and policy documents.**
- **Obstructed in my efforts to advocate for other individuals with disabilities.**

These failures **not only harmed me personally but set a dangerous precedent** that allows **Connecticut DSS to continue violating the rights of all disabled Medicaid recipients.**

4. Requested Actions from OCR & CMS

To correct these ongoing violations, I respectfully request:

1. **A full OCR review of its own complaint process** to ensure ADA compliance and provide accessible submission options for complainants with cognitive disabilities.
2. **A CMS audit of Connecticut DSS** to enforce:
 - **ADA-compliant Medicaid grievance processes.**
 - **Accessible communication formats for Medicaid-related documents.**
 - **Transparency in Medicaid budget disclosures.**
3. **A formal response from CMS outlining steps to ensure Connecticut DSS complies with federal disability laws.**

I appreciate your time in reviewing these serious concerns. Please let me know how I can provide further documentation or clarification.

Sincerely,

David Medeiros

Whistleblower & Advocate

ABI Resources

Medicaid ABI Waiver Program Support Provider

Best regards,

David Medeiros

[ABI Resources](#)

Medicaid Acquired Brain Injury ABI Waiver Program Provider

Honor all, Be the best.



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From: Kaplan, Amy (HHS/OCR) <Amy.Kaplan@HHS.GOV>

Sent: Friday, February 28, 2025 5:44 PM

To: ABI RESOURCES 860 942-0365 <AABIWR@LIVE.COM>

Subject: RE: 25-599225-CP-CR-Dis Medeiros, David vs U.S. Department of Health and Human Services (HHS) Office for Civil Rights (OCR)

In your email it says:

5. Urgent Action Required from OCR & Federal Authorities

Given the **severity of these violations and the undeniable systemic impact**, I am formally requesting **immediate federal intervention and whistleblower protections**.

I am requesting the following actions from OCR:

- 1. A full federal audit and investigation into Connecticut's DSS and CHRO for systemic civil rights violations in the Medicaid program.**
- 2. Immediate federal oversight to prevent further retaliation against me and other whistleblowers.**
- 3. A mandate that DSS comply with ADA Title II and Section 504 by providing accessible Medicaid documentation and an ADA-compliant grievance process.**
- 4. A review of how Connecticut suppresses FOIA requests and grievance filings to conceal misconduct.**
- 5. Legal accountability for state officials involved in civil rights violations and whistleblower retaliation.**

It seems you are requesting the above from OCR, but what exactly are you alleging that OCR denied you as a reasonable accommodation?

Also, you said on the phone that CMS could not get the budget information from CT either, but what specifically did they violate under the ADA?

From: ABI RESOURCES 860 942-0365 <AABIWR@LIVE.COM>

Sent: Friday, February 28, 2025 4:43 PM

To: Kaplan, Amy (HHS/OCR) <Amy.Kaplan@HHS.GOV>

Cc: ABI RESOURCES 860 942-0365 <AABIWR@live.com>

Subject: Re: 25-599225-CP-CR-Dis Medeiros, David vs U.S. Department of Health and Human Services (HHS) Office for Civil Rights (OCR)

Hello Amy Kaplan,

My personal phone number is 860 463-3638. Please forgive my structured language below, I use assistive technology to better communicate the complex challenges.

Response to OCR Investigator Amy Kaplan – Whistleblower Retaliation & Systemic Civil Rights Violations

Subject: Clarification of Systemic Civil Rights Violations in Connecticut Medicaid & Whistleblower Retaliation

Dear Ms. Kaplan,

Thank you for reaching out regarding my complaint. I appreciate the opportunity to provide further clarification. However, **I must stress the urgency of this matter.**

1. My Family and Others Fear for My Well-Being Due to Retaliation

As a **federally documented whistleblower exposing systemic Medicaid fraud, ADA violations, and civil rights abuses in Connecticut**, I have faced **intense retaliation** from state agencies, including the **Connecticut Department of Social Services (DSS)**, the **Commission on Human Rights and Opportunities (CHRO)**, and the **Office of the Attorney General**.

Because of my disclosures, I have experienced **severe and ongoing retaliation** that has not only impacted my ability to operate professionally but has created **a climate of fear and concern for my well-being among my family and others who are aware of the situation**.

This is not just an administrative issue—**this is a systemic effort to suppress transparency and silence those who expose it.**

2. I Have Documented Proof of a System Used to Violate the Civil Rights of Medicaid Recipients in Connecticut

Beyond my personal experiences, **I have undeniable, documented proof of how Connecticut's government systematically violates the civil rights of all vulnerable populations receiving Medicaid.**

- **I have internal communications, FOIA responses (or lack thereof), financial records, and procedural documents that show how DSS, CHRO, and other agencies manipulate policies to deny due process and ADA rights to Medicaid recipients.**
- **The same systems that are being used against me are being used to target other individuals with disabilities, low-income families, and providers who refuse to participate in corrupt practices.**

3. How This System is Being Used to Violate Civil Rights

Through my investigation, I have uncovered **a coordinated method used by Connecticut agencies to block Medicaid access, suppress complaints, and retaliate against whistleblowers.**

This system includes:

1. Manipulation of Medicaid Provider Networks

- **DSS blocks specific providers** from receiving referrals to control access to care.

- **Consumers are steered toward state-preferred providers**, many of whom engage in questionable billing practices.
2. **Obstruction of FOIA Requests to Conceal Misconduct**
 - **DSS refuses to release provider directories, Medicaid policy records, and internal communications** that would expose corruption.
 - **Emails and formal complaints are deleted without being read**, preventing accountability.
 3. **Denial of ADA Accommodations & Civil Rights in the Medicaid Grievance Process**
 - **Disabled individuals are denied accessible communication formats.**
 - **Verbal-only hearings are required, even for those with cognitive disabilities.**
 - **Grievance processes are intentionally complex to discourage appeals.**
 4. **Weaponization of State Agencies Against Whistleblowers**
 - **DSS has actively worked to cut off all Medicaid referrals to my organization, ABI Resources.**
 - **CHRO and DSS collude with the Attorney General's office to obstruct investigations.**
 - **Government officials have engaged in smear tactics, retaliation, and economic sabotage.**

This is a **coordinated suppression effort**, and I can prove how it is being done.

4. What I Do Not Know – The Motive Behind This Corruption

While I can prove **how** this system is being used to violate civil rights, **I do not yet fully understand why this is happening at such a large scale.**

- **Is it politically motivated?**
- **Is it financially motivated?**
- **Are there undisclosed contracts or financial incentives that are keeping this system in place?**

I do not know why this is happening, but I can expose how it is happening.

5. Urgent Action Required from OCR & Federal Authorities

Given the **severity of these violations and the undeniable systemic impact**, I am formally requesting **immediate federal intervention and whistleblower protections.**

I am requesting the following actions from OCR:

1. **A full federal audit and investigation into Connecticut's DSS and CHRO for systemic civil rights violations in the Medicaid program.**
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 5. **Legal accountability for state officials involved in civil rights violations and whistleblower retaliation.**
-

6. Request for a Secure Meeting or Federal Protection Protocol

Given the **level of retaliation and coordinated suppression**, I respectfully request:

- **A secure, confidential meeting** with federal authorities to present my full findings.
- **Immediate whistleblower protection protocols** to ensure that my ability to advocate and expose these violations is not further obstructed.

This is a **critical moment** where action must be taken before further irreparable harm is done—not just to me, but to countless Medicaid recipients who are also being victimized by this corrupt system.

Please confirm receipt of this message and advise on next steps. I am prepared to provide all supporting documentation as needed.

Sincerely,

David Medeiros

Whistleblower & Advocate

ABI Resources

Medicaid ABI Waiver Program Support Provider

Best regards,

David Medeiros

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Honor all, Be the best.



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From: Kaplan, Amy (HHS/OCR) <Amy.Kaplan@HHS.GOV>

Sent: Friday, February 28, 2025 10:36 AM

To: aabiwr@live.com <aabiwr@live.com>

Subject: 25-599225-CP-CR-Dis Medeiros, David vs U.S. Department of Health and Human Services (HHS) Office for Civil Rights (OCR)

Good morning Mr. Medeiros,

I am an investigator with the Office for Civil Rights. I was going to call to speak with you, but your complaint does not contain a phone number. Upon review of your complaint allegations, would you please clarify specific allegations?

1. Please provide me additional information regarding the denials of reasonable accommodations for accessible communication formats that Connecticut, through the DSS and Medicaid Program, is not providing for disabled persons e.g., accessible communication formats. You indicated that you were not provided reasonable accommodations when accessing Medicaid services and participating in the grievance process. Please clarify what the specific reasonable accommodation was that you requested and what was denied. Did you send in a written request and was a denial letter provided? Was an alternative accommodation provided? Did someone offer to assist you with submitted grievances on the phone if you had issues with accessibility or offer an alternative format?

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Thank you,
Amy Kaplan

Amy Kaplan, JD, BSN
Office for Civil Rights, Mid-Atlantic Regional Office
801 Market Street, Suite 9300
Philadelphia, PA 19107
Office: (215) 861-4446
Email: Amy.Kaplan@hhs.gov
fax: (215)-861-4431

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