



Presorted
First-Class
U.S. Postage
PAID
Permit 634
San Francisco, CA

NZ-20-16

MUCKROCK NEWS
DEPT MR 174575
263 HUNTINGTON AVE
BOSTON, MA 02115

CENTERS FOR MEDICARE & MEDICAID SERVICES
FOIA OFFICE
7500 SECURITY BLVD
BALTIMORE, MD 21244-1850

January 22, 2025

This is a follow up to a previous request:

10/17/2024
Subject: Freedom of Information Act Request: Subject: Comprehensive FOIA Request for Connecticut Medicaid Acquired Brain Injury Waiver Program Records ( Centers for Medicare and Medicaid Services )
https://www.muckrock.com/foi/united-states-of-america-10/subject-comprehensive-foia-request-for-connecticut-medicaid-acquired-brain-injury-waiver-program-records-centers-for-medicare-and-medicaid-services-174575/

01/22/2025

*** Federal Bureau of Investigation (FBI)
Subject: Urgent Request for Investigation into OSC Case Records, Altered Decisions, and Suppressed Reports

Final Assertion of Legal Obligations Under FOIA, ADA, and Constitutional Law

Records FOIA (Federal Bureau of Investigation)

To: ALL

President Donald Trump has nominated
Dr. Mehmet Oz

Chiquita Brooks-LaSure (Former CMS Administrator)
Role: Former CMS Administrator (May 27, 2021 - January 20, 2025)
Contact Information:
While she no longer holds office, general inquiries related to her tenure or programs during her leadership can be directed to CMS's general contact details (below).

Jeff Wu (Acting CMS Administrator)
Role: Acting CMS Administrator; Deputy Director for Policy, Center for Consumer Information and Insurance Oversight (CCIIO)
Contact Information:
Centers for Medicare & Medicaid Services (CMS)
7500 Security Boulevard

0106500000008075

Baltimore, MD 21244
Phone: (410) 786-3000
Website: https://www.cms.gov

Christi A. Grimm
Christi.Grimm@oig.hhs.gov.
HHS Office of Inspector General:
Address: 330 Independence Avenue, SW, Washington, DC 20201
Phone: 1-800-HHS-TIPS (1-800-447-8477)
Website: https://oig.hhs.gov/

Susan K. Ullman
General Counsel
U.S. OFFICE OF SPECIAL COUNSEL
1730 M Street, N.W., Suite 218
Washington, D.C. 20036-4505202-804-7000

Diane P. Buxo
Assistant General Counsel
Phone (860) 263-2400 Fax (860) 263-2402
18-20 Trinity Street - Hartford, Connecticut 06106-1660

Jennifer Wheeler
FOIA Program Specialist
U.S. Office of Special Counsel
1730 M Street, N.W., Suite 218| Washington, DC 20036-4505
Tel: (214) 974-7074 | Fax: (202) 254-3711| jwheeler@osc.gov

Melissa Morton
Title: Planning Specialist
Department: Health and Human Services Policy and Planning Division
Address: 450 Capitol Avenue, MS#52LTC, Hartford, CT 06106
Phone: (860) 418-6442
Email: Melissa.Morton@ct.gov

Claudio Gualtieri
Title: Senior Policy Advisor to the Secretary
Department: Health and Human Services Policy and Planning Division
Address: 450 Capitol Avenue, MS#52ASP, Hartford, CT 06106-1379
Phone: (860) 418-6268
Email: Claudio.Gualtieri@ct.gov
Department of Social Services (DSS):

William Halsey
Title: Director of Medicaid and Division of Health Services

0106500000008075

MuckRock News
DEPT MR 174575
263 Huntington Ave
Boston, MA 02115
174575-78998853@requests.muckrock.com

Department: Division of Health Services
Address: 55 Farmington Avenue, Hartford, CT 06105
Phone: (860) 424-5077
Email: William.Halsey@ct.gov

William Gui Woolston
Title: Director, Division of Health Services
Department: Division of Health Services
Address: 55 Farmington Avenue, Hartford, CT 06105
Phone: (860) 424-5077
Email: William.Woolston@ct.gov

Amy E. Dumont
Title: Health Program Supervisor
Department: Division of Health Services
Address: 55 Farmington Avenue, Hartford, CT 06105
Phone: (860) 424-5077
Email: Amy.Dumont@ct.gov

Judith Dowd
Title: Director, Division of Health Services
Department: Division of Health Services
Address: 55 Farmington Avenue, Hartford, CT 06105
Phone: (860) 424-5077
Email: Judith.Dowd@ct.gov

Susan Mosimann
Title: Health Program Associate
Department: Division of Health Services
Address: 55 Farmington Avenue, Hartford, CT 06105
Phone: (860) 424-5077
Email: Susan.Mosimann@ct.gov

Joel C. Norwood
Title: Health Program Associate
Department: Division of Health Services
Address: 55 Farmington Avenue, Hartford, CT 06105
Phone: (860) 424-5077
Email: Joel.Norwood@ct.gov

Deborah Waller
FOIA Public Liaison
Government Information Specialist
Office of General Counsel
Department of Justice, Office of the Inspector General

02065000008075

MuckRock News
DEPT MR 174575
263 Huntington Ave
Boston, MA 02115
174575-78998853@requests.muckrock.com

(202) 616-0646

Marissa Solomon-McRoy
Government Information Specialist
Office of General Counsel
Department of Justice, Office of the Inspector General

Kilian Kagle, Chief
Freedom of Information/Privacy Acts Unit
Civil Rights Division

April N. Freeman
April Freeman, FOIA Liaison
Freedom of Information/Privacy Acts Unit
DOJ Civil Rights Division

Ramona Branch Oliver
Director, Office of Information Services
Division of Management and Administrative Legal Services

Douglas R. Hibbard
Chief, Initial Request Staff
DOJ U.S. Department of Justice Office of Information Policy

Brian Flannigan
Chief, FOIA and Privacy Office
U.S. Department of Justice Civil Division,
FOIA and Privacy Office Room 83141100 L Street,
NW Washington, DC 20530

*** Federal Bureau of Investigation (FBI)
Subject: Urgent Request for Investigation into OSC Case Records, Altered Decisions, and Suppressed Reports

Dear FBI Team,

I am formally requesting your assistance to investigate systemic failures, misconduct, and potential criminal activity surrounding the handling of my submissions to the Office of Special Counsel (OSC). These failures directly impact whistleblower protections, Medicaid oversight, and public accountability.

Issues to Investigate

1. Case Numbers and Records Management

Case Numbers Requiring Investigation:

0206500000008075

MuckRock News
DEPT MR 174575
263 Huntington Ave
Boston, MA 02115
174575-78998853@requests.muckrock.com

DI-25-000310

DI-25-000325

DI-25-000379

DI-12192024714

DI-12112024134

OSCFiling-MedeirosDavid-DI-11252024342

OSCFiling-MedeirosDavid-DI-11272024158

OSCFiling-MedeirosDavid-DI-11282024737

OSCFiling-MedeirosDavid-DI-12022024333

OSCFiling-MedeirosDavid-DI-12032024933

OSCFiling-MedeirosDavid-DI-12042024718

OSCFiling-MedeirosDavid-DI-12052024838

OSCFiling-MedeirosDavid-DI-12062024939

OSCFiling-MedeirosDavid-DI-12072024240

OSCFiling-MedeirosDavid-DI-12112024134

OSCFiling-MedeirosDavid-DI-12202024300

OSCFiling-MedeirosDavid-DI-112620241121

2. Anonymity and Lack of Accountability in Decision-Making

Unsigned Determination Letters:

Many determination letters from OSC lack identifiable signatures, names, or clear authorship.

This practice raises serious concerns about accountability and compliance with transparency laws.

3. Suppressed or Altered Records

030650000008075

MuckRock News
DEPT MR 174575
263 Huntington Ave
Boston, MA 02115
174575-78998853@requests.muckrock.com

Evidence suggests discrepancies between the whistleblower reports I submitted and how they were recorded or handled by OSC.

Specific issues include:

Alterations or removal of content from submitted complaints.

Suppression of reports that exposed systemic failures in Medicaid oversight and retaliation against whistleblowers.

4. Lack of FOIA Compliance

Despite repeated Freedom of Information Act (FOIA) requests, OSC and related agencies have failed to provide:

Complete case files and communication logs.

Justification for withheld or redacted information.

Clear timelines for compliance.

Specific Questions to Investigate

1. Who is Responsible for Managing These Records?

Identify the individuals, teams, or automated systems involved in creating, altering, and assigning these case numbers and reports.

2. What Decisions Were Made and Why?

Determine how decisions were reached, why some reports were closed without action, and why letters were sent anonymously.

3. Were There Violations of Federal Law?

Investigate potential obstruction of justice, retaliation, or misuse of authority under whistleblower protection laws and FOIA.

Key Agencies and Officials Involved

This matter spans multiple federal and state agencies, including:

- Office of Special Counsel (OSC)
- Department of Justice (DOJ)

03065000008075

MuckRock News
DEPT MR 174575
263 Huntington Ave
Boston, MA 02115
174575-78998853@requests.muckrock.com

- Centers for Medicare & Medicaid Services (CMS)
- Department of Health and Human Services (HHS)
- Office of Inspector General (OIG)

Why This Matters

1. Whistleblower Protections:

Retaliation against whistleblowers and suppression of reports undermine federal protections designed to safeguard transparency and accountability.

2. Impact on Vulnerable Populations:

These failures harm Medicaid consumers, particularly those with disabilities, by allowing systemic mismanagement to persist unchecked.

3. Misuse of Taxpayer Funds:

Lack of oversight and accountability results in waste and misuse of federal funds meant to serve the public.

Requested Actions

1. Investigate Record Management:

Audit all OSC records, emails, and internal communications related to these case numbers.

Identify responsible individuals or systems.

2. Subpoena Additional Evidence:

Secure all suppressed or altered reports to ensure a complete and accurate investigation.

3. Hold Accountable Those Involved in Misconduct:

Recommend prosecution or disciplinary action for any individuals found to have violated federal laws.

4. Ensure Compliance with FOIA and Whistleblower Protections:

Mandate OSC and related agencies to comply fully with FOIA requests and whistleblower laws.

Attachments

04065000008075

MuckRock News
DEPT MR 174575
263 Huntington Ave
Boston, MA 02115
174575-78998853@requests.muckrock.com

I have attached all available documentation, including:

Correspondence with OSC, including determination letters and emails.

FOIA requests and responses (or lack thereof).

Detailed reports submitted to OSC and other federal agencies.

This issue demands immediate attention to uphold the principles of transparency, accountability, and justice. I am available to provide additional information or documentation as needed.

Sincerely,
David Medeiros
Founder, ABI Resources

---

Subject: Final Assertion of Legal Obligations Under FOIA, ADA, and Constitutional Law

Subject: 12/23/2024 Freedom of Information Act Request: OSC Cases DI-25-000310, DI-25-000325, DI-25-000379, DI-12192024714, and DI-12112024134; Associated FBI, DOJ, HHS, CMS, OAG, OIP , DOT and Medicaid Oversight Records FOIA (Federal Bureau of Investigation)
01.08.2025

To all It May Concern in All Relevant Departments and Divisions,
Federal Bureau of Investigation

Michael G. Seidel
Section Chief
Record/Information Dissemination Section
Information Management Division
This correspondence pertains to my Freedom of Information Act (FOIA) request. Your handling of this matter raises critical concerns under FOIA (5 U.S.C. § 552), the Americans with Disabilities Act (ADA, 42 U.S.C. § 12132), and constitutional principles of government accountability.

OSC Case Records

Complete files, internal and external communications, investigations, and resolutions regarding:

OSCFiling-MedeirosDavid-DI-11252024342 .pdf

OSCFiling-MedeirosDavid-DI-11272024158 .pdf

OSCFiling-MedeirosDavid-DI-11282024737 .pdf

OSCFiling-MedeirosDavid-DI-12022024333 .pdf

040650000008075

MuckRock News
DEPT MR 174575
263 Huntington Ave
Boston, MA 02115
174575-78998853@requests.muckrock.com

OSCFiling-MedeirosDavid-DI-12032024933 .pdf

OSCFiling-MedeirosDavid-DI-12042024718 .pdf

OSCFiling-MedeirosDavid-DI-12052024838 .pdf

OSCFiling-MedeirosDavid-DI-12062024939 .pdf

OSCFiling-MedeirosDavid-DI-12072024240 .pdf

OSCFiling-MedeirosDavid-DI-12112024134 .pdf

OSCFiling-MedeirosDavid-DI-12202024300 .pdf

OSCFiling-MedeirosDavid-DI-112620241121 .pdf

OSC File No. DI-25-000379

DI-25-000310

DI-25-000325

DI-25-000379

DI-12192024714

DI-12112024134

As recognized in National Archives and Records Administration v. Favish, 541 U.S. 157 (2004), transparency is fundamental to democracy and public trust. Your agency's obligations are not discretionary, and failure to meet them constitutes a violation of statutory and constitutional law. This letter establishes your duties, addresses deficiencies, and anticipates and counters all potential deflection strategies.

1. FOIA Obligations: Statutory Mandates and Required Actions
FOIA establishes an enforceable right of access to federal agency records. Your response must meet the following requirements:

A. Timeliness
Under 5 U.S.C. § 552(a)(6)(A), you are required to provide a determination within 20 business days. Delays beyond this timeframe, absent legitimate extension requests, constitute a violation of FOIA.
Countermeasure: Delays are actionable under Citizens for Responsibility and Ethics in Washington v. DOJ, 711 F.3d 180 (D.C. Cir. 2013).
Required Action: Provide the requested records or a lawful determination.

05065000008075

MuckRock News
DEPT MR 174575
263 Huntington Ave
Boston, MA 02115
174575-78998853@requests.muckrock.com

B. Adequacy of Search
FOIA requires a thorough and reasonable search for records, as established in Campbell v. DOJ, 164 F.3d 20 (D.C. Cir. 1998). This includes:
Identifying the databases, locations, and terms used.
Providing a sworn affidavit detailing the search scope.
Countermeasure: A vague claim of "no responsive records" is insufficient without a detailed affidavit.
Required Action: Submit a sworn affidavit documenting the search or confirm the existence of responsive records.

C. Proper Use of Exemptions
Exemptions under 5 U.S.C. § 552(b) must be narrowly applied and justified with specific explanations. Blanket or vague exemptions are impermissible.
Countermeasure: A Vaughn index (Vaughn v. Rosen, 484 F.2d 820 (D.C. Cir. 1973)) is required to justify each withholding.
Required Action: Submit a Vaughn index detailing each exemption and its justification within 10 business days.

D. Decentralization and Referrals
Referrals or decentralization excuses do not absolve your agency of its responsibility to provide a consolidated response. As held in McGehee v. CIA, 697 F.2d 1095 (D.C. Cir. 1983), agencies must coordinate internally to ensure compliance.
Countermeasure: Require assurance of continuity and coordination across divisions.
Required Action: Consolidate records from all relevant offices and provide a unified response.

2. ADA and Rehabilitation Act Compliance: Equal Access as a Legal Right
As a person with a documented disability, I am entitled to reasonable accommodations under the ADA and Section 504 of the Rehabilitation Act. Your failure to provide accessible formats for requested records constitutes discrimination and violates federal law.

Case Law:
Tennessee v. Lane, 541 U.S. 509 (2004): Agencies must ensure meaningful access to government services.
Alexander v. Choate, 469 U.S. 287 (1985): Denial of reasonable accommodations creates barriers that violate civil rights.

Required Action:
Provide all requested records in accessible formats, including plain-language summaries or electronic files compatible with assistive technologies.
Confirm compliance with ADA requirements by [specific date].

3. Mandated Reporting and Whistleblower Protections
Your handling of this request implicates broader concerns, including potential fraud, misuse of federal funds, or retaliation against whistleblowers. Under the Whistleblower Protection Act (5 U.S.C. § 2302), you are required to report and address systemic violations.
Countermeasure: Reference Misprision of Felony (18 U.S.C. § 4), which requires the reporting of observed

05065000008075

MuckRock News
DEPT MR 174575
263 Huntington Ave
Boston, MA 02115
174575-78998853@requests.muckrock.com

violations of law.
Required Action: Document and escalate evidence of misconduct to oversight bodies, including the Office of Inspector General (OIG).

4. Consequences of Non-Compliance
Failure to comply with your statutory obligations knowingly constitutes violations of:
Obstruction of Justice (18 U.S.C. § 1505): Delaying lawful access to records obstructs public accountability.
Civil Rights Violations (42 U.S.C. § 1983): Denying ADA accommodations constitutes a deprivation of federally protected rights.
Misprision of Felony (18 U.S.C. § 4): Concealing or failing to report observed violations is a criminal act.
Countermeasure: Prepare for judicial review, oversight complaints, and public advocacy if compliance fails.

5. Escalation Pathways
If your office does not comply within the specified timeframe, I will escalate this matter through:
Judicial Review: Filing a lawsuit under 5 U.S.C. § 552(a)(4)(B) to compel disclosure.
Oversight Complaints: Submitting formal complaints to OGIS, OIG, and the DOJ Civil Rights Division.
Public Advocacy: Engaging investigative journalists, transparency advocates, and public interest organizations to ensure accountability.

6. Final Statement: Upholding Transparency and Accountability
This matter reflects the public's right to transparency and the preservation of trust in government institutions. Your actions will either affirm your agency's commitment to accountability or further evidence systemic disregard for these principles.

I look forward to your prompt and substantive response.

David Medeiros
ABI Resources

State of Connecticut Officials:

Governor Ned Lamont
Title: Governor of Connecticut
Office Address: State Capitol, 210 Capitol Avenue, Hartford, CT 06106
Phone: (860) 566-4840
Toll-Free: (800) 406-1527
TDD: (860) 524-7397
Email: Contact Form
Website: https://portal.ct.gov/governor

Attorney General William Tong
Title: Attorney General of Connecticut
Office Address: 165 Capitol Avenue, Hartford, CT 06106
Phone: (860) 808-5318
Email: attorney.general@ct.gov

060650000008075

MuckRock News
DEPT MR 174575
263 Huntington Ave
Boston, MA 02115
174575-78998853@requests.muckrock.com

Website: https://portal.ct.gov/ag

Commissioner Andrea Barton Reeves
Title: Commissioner, Connecticut Department of Social Services (DSS)
Office Address: 55 Farmington Avenue, Hartford, CT 06105
Phone: (860) 424-5053
Email: andrea.bartonreeves@ct.gov
Website: https://portal.ct.gov/dss

Connecticut Freedom of Information Commission (FOIC)
Office Address: 165 Capitol Avenue, Suite 1100, Hartford, CT 06106
Phone: (860) 566-5682
Toll-Free: 1-866-374-3617
Email: foi@ct.gov
Website: https://portal.ct.gov/foi

Federal Officials and Agencies:

Senator Richard Blumenthal
Title: U.S. Senator from Connecticut
Washington D.C. Office Address: 706 Hart Senate Office Building, Washington, D.C. 20510
Phone: (202) 224-2823
Email: Contact Form
Website: https://www.blumenthal.senate.gov

Senator Chris Murphy
Title: U.S. Senator from Connecticut
Washington D.C. Office Address: 136 Hart Senate Office Building, Washington, D.C. 20510
Phone: (202) 224-4041
Email: Contact Form
Website: https://www.murphy.senate.gov

U.S. Department of Justice Civil Rights Division

Title: Assistant Attorney General Kristen Clarke
Office Address: 950 Pennsylvania Avenue NW, Washington, D.C. 20530
Phone: (202) 514-4609
Email: civilrights.justice@usdoj.gov
Website: https://www.justice.gov/crt
Office of Government Information Services (OGIS)

Title: Director Alina M. Semo
Office Address: 8601 Adelphi Road-OGIS, College Park, MD 20740-6001
Phone: (202) 741-5770
Toll-Free: 1-877-684-6448

06065000008075