

JOSH GREEN, M.D.  
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CATHY BETTS  
DIRECTOR  
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JOSEPH CAMPOS II  
DEPUTY DIRECTOR  
KA HOPE LUNA HO'OKELE

STATE OF HAWAII  
KA MOKU'ĀINA O HAWAI'I  
**DEPARTMENT OF HUMAN SERVICES**  
KA 'OIHANA MĀLAMA LAWELAWE KANAKA  
Med-QUEST Division  
Finance Office  
P. O. Box 700190  
Honolulu, Hawaii 96709-0190

January 18, 2023

MEMORANDUM

MEMO NO.  
QI-2302

TO: QUEST Integration (QI) Health Plans  
Medicaid Dental Third-Party Administrator

FROM: Judy Mohr Peterson, PhD *JMP*  
Med-QUEST Division Administrator

SUBJECT: PAYMENT SUSPENSION TO PROVIDER

The purpose of this memorandum is to notify all QUEST Integration Plans and the Dental Third-Party Administrator that all Medicaid payments to **Bryant LaPorte, DDS – NPI #1942391438** have been suspended as of January 12, 2023. Copies of the notice sent to the provider is attached for your reference.

The Federal regulation at 42 C.F.R. § 455.23 requires that Medicaid payments be suspended pending the investigation of a "credible allegation of fraud" against any individual or entity, unless the state determines that there is good cause not to suspend payments. At present, the Med-QUEST Division is unaware of any circumstances that constitute good cause as enumerated in such federal regulations. This suspension applies to all pending or scheduled Medicaid payments for services by the listed provider.

The QUEST Integration Plans and Dental TPA will be notified if the payment suspension may be lifted, or if the provider's status as a Medicaid provider shall be changed. Should the payment suspension be lifted, the provider would be entitled to receive any payments which were held in abeyance during the suspension period.

Should you have any questions, please contact Kurt Kresta at (808) 692-8072 or by email at [kkresta@dhs.hawaii.gov](mailto:kkresta@dhs.hawaii.gov).

Attachments

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Kapolei, Hawaii 96709-0190

January 18, 2023

Bryant LaPorte, DDS  
1123 11<sup>th</sup> Avenue, Suite 204  
Honolulu, Hawaii 96816

Bryant LaPorte, DDS  
7192 Kalaniana'ole Highway, Suite G215  
Honolulu, Hawaii 96825

Dear Dr. LaPorte:

**RE: NOTICE OF SUSPENSION OF MEDICAID PAYMENTS**

The State of Hawaii, Department of Human Services, Med-QUEST Division (MQD), is suspending Medicaid payments to you, effective as of January 12, 2023. This suspension applies to all of your Medicaid payments. Federal law requires that Medicaid payments be suspended pending the investigation of a "credible allegation of fraud" against any individual or entity, unless the state determines that there is good cause not to suspend payments (42 C.F.R. § 455.23). The allegations include:

- Billing for services not rendered, including X-rays.
- Billing services which were not medically necessary, including oral evaluations and palliative emergency treatment.

Such conduct is also grounds for sanctions under Hawaii Administrative Rules pursuant, most clearly,

§17-1736-33(c): DHS may suspend or terminate a provider from the Medicaid program for one or more of the following reasons:

(7) Any fraud against the Medicaid program or abuse of health care services as defined in this section;

Bryant LaPorte, DDS  
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In accordance with this notice to impose a sanction, the state sanction rules allow the Department to suspend or withhold payments to a provider on pending, or subsequently received claims, pending a final disposition. In this case, the fraud allegations place all payments to you in question.

Pursuant to federal law, the suspension of payments based on a credible allegation of fraud is temporary, and will end upon the determination that there is insufficient evidence of fraud, or upon the completion of legal proceedings related to the alleged fraud (42 C.F.R. §455.23(c)(1)).

The State may also find good cause not to impose, or continue, suspension of payments, or to suspend payments only in part, pursuant to 42 C.F.R. § 455.23(e)-(f). At present, the Department is unaware of any present circumstances that constitute good cause not to suspend all payments as enumerated in such federal regulations.

Pursuant to §17-1736-33, Hawaii Administrative Rules, you have the right to request an administrative hearing if you do not agree with our findings and action. A written request for an administrative hearing must be received in the Department of Human Services, Administrative Appeals Office (AAO), P.O. Box 339, Honolulu, Hawaii 96809, within 30 days from the date of this letter and include all documents and written evidence that you wish to be considered at the hearing.

If you have questions, you may contact Kurt Kresta, Investigator at (808) 692-8072 or by email at [kkresta@dhs.hawaii.gov](mailto:kkresta@dhs.hawaii.gov).

Sincerely,



Judy Mohr Peterson, PhD  
Med-QUEST Division Administrator

C: Finance Office  
HCSB  
MFCU