

July 2001

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
D E P A R T M E N T O F H E A L T H



Safe and Healthy Lives in Safe and Healthy Communities

Board of Chiropractic Physicians
In the Matter of Andrew J. Lombardi, DC

Summary Suspension

The Board of Chiropractic Physician Examiners received notification that the Respondent, Andrew J. Lombardi, D.C., pled guilty to a felony of filing false income tax returns. He was sentenced to a term in federal prison. The underlying facts that gave rise to the investigation were repeated attempts by the Respondent to bill third-party insurance companies for chiropractic services which were not rendered.

Factual Basis for Suspension

1. *Patient RS* was billed for three treatments on 9/20/95 and one treatment on 9/22/95. These professional services were not rendered by the Respondent.
2. *KM and PM* were patients of the Respondent. They were also parents of *SM* and *JM*, two minor children. The Respondent obtained information about the children from the parents and then billed insurance companies for professional services for the children. The Respondent fraudulently billed for services not rendered as follows:

Records of treatment for *JM* indicates four chiropractic treatments on 10/5/93 and one treatment on each of these dates: 10/7/93, 10/8/93, 10/19/93, 10/22/93, 10/25/93, 10/28/93, 11/10/93, 11/12/93, 11/18/93 and 11/24/93.

SM was billed for services between Oct. 8, 1993 and Nov. 16, 1993. Documented billing for professional services indicates: Five procedures were billed on 10/8/93, one treatment on each of these dates: 10/14/93, 10/26/93, 11/1/93, 11/2/93, 11/8/93, 11/15/93 and 11/16/93. None of these procedures or treatments occurred.

3. *TW* was a patient of the Respondent and also the parent of *BW*, a minor. *BW* received one treatment from the Respondent and had a radiological study done that same day in the Respondent's office. The Respondent billed a third party insurance company fraudulently on the following dates: Two treatments on 10/26/94 and one treatment on 11/2/94, 11/3/94 and 11/7/94.
3. *TRL* was a patient of the Respondent and is the parent of *TL*, a two-year old minor. The Respondent billed an insurance company for chiropractic treatments which were not rendered to *TL* as follows: 6/11/93, 6/15/93, 6/23/93, 7/3/93, 7/7/93, 9/13/93, 9/7/93, 9/10/93, 9/13/93 and 9/18/93.

4. *JI* was a patient of the Respondent and the parent of *PI*, a minor. The Respondent billed an insurance company for treatments which were not rendered on the following dates: 12/27/94, 12/28/94 and 12/30/94.
5. *GD* was a patient and the parent of *SD*, a minor. Both were patients. The Respondent billed an insurance company for services for *SD* which were not rendered.
6. *VL, Jr.* was the parent of *VL, III* and *BL*. *VL, Jr.* and *VL III* were patients. The Respondent billed for three months worth of treatment for *VL III* and some of these treatments were not rendered. The Respondent billed an insurance company for chiropractic treatments for *BL*, his daughter, when *BL* was never treated by the Respondent.
7. *AL* was the parent of *KL* and *JL*. All three were patients for the Respondent. The Respondent billed an insurance company for chiropractic treatments for *KL* and *JL* which were not rendered.
8. *Mrs. KK* is the parent of *KK*. Both were patients of the Respondent. The Respondent billed an insurance company for 30 chiropractic treatments each when *Mrs. KK* was treated 4-5 times and her daughter *KK* was treated twice.
9. *BJ* was a patient of the Respondent who was being treated by the Respondent for a non-accident related injury. The Respondent billed two separate insurance companies for over 30 chiropractic treatments rendered on the same dates. One company was billed as an automobile accident and the other was billed for non-accident related treatments.

The Respondent is currently serving the remainder of a federal sentence in a Boston, Massachusetts "halfway house", so called. During this time he has come to Rhode Island and signed medical affidavits attesting to the accuracy of medical records and has returned calls from his place of business in Rhode Island.

Order

The license to practice chiropractic medicine issued to Andrew J. Lombardi, DC00319, is hereby suspended pursuant to R.I.G.L. §5-30-13, §5-30-17 and §5-37-8. The Respondent is entitled to a hearing within 10 days of the date of this Order.

Patricia A. Nolan, MD, MPH
Patricia A. Nolan, MD, MPH
Director of Health

July 2, 2001
Date

Certification

I hereby certify that on the 3rd day of July 2001 a copy of this Summary Suspension Order was sent to William White, Esq., White and Galamaga, 177 North Main Street, Providence, RI 02908 via facsimile and regular mail.

William White