

The Office of Inspector General (OIG), Department of Defense (DOD), announced today that on January 17, 2001, a Federal grand jury in Topeka, Kansas, returned a 41-count indictment charging Herbert A. Daniels, M.D., with healthcare fraud, mail fraud and perjury. Daniels is an ear, nose and throat specialist practicing in Kansas City, Kansas. The charges arise from medical claims submitted by Daniels to Government funded insurance programs, including Tricare, Medicare, Medicaid and private insurance companies. The perjury counts relate to allegedly false material declarations Daniels made while under oath during his first trial in the U.S. District Court for the District of Kansas, Topeka, KS. The first trial concluded on September 6, 2000 with a mistrial declaration due to a hung jury.

If convicted, Daniels could be sentenced to five-years incarceration for each count of mail fraud and perjury, and ten-years incarceration for each health care fraud count. Daniels could also be ordered to pay a \$250,000 fine on each count.