



DEPARTMENT OF HEALTH AND HUMAN SERVICES

OFFICE OF INSPECTOR GENERAL

WASHINGTON, DC 20201



May 19, 2023

Jeffrey Loren Fraser, M.D.
9200 Heritage Lake Drive, #105
Lincoln, NE 68526

Dear Jeffrey Loren Fraser:

RE: OI File Number 7-18-40015-9

On July 30, 2021, you were notified by the Office of Inspector General (OIG) that you were being excluded from participation in the Medicare, Medicaid, and all Federal health care programs for a minimum period of 5 years. That action was taken under Section 1128(a)(4) of the Social Security Act (Act) and was based on your felony conviction in the United States District Court, District of Nebraska, of a criminal offense related to the delivery of an item or service under the Medicare or a State health care program. Your exclusion became effective August 19, 2021 and remains in effect.

By letter dated November 4, 2022, Kevin Bagley, M.D., DHA, FACHE, Medicaid Director, Nebraska Department of Health and Human Services requested a waiver of your exclusion. The request for a waiver is based on Nebraska's determination that you are the sole source of essential specialized services in the Hamilton County, NE, and that your exclusion would impose a hardship on these Nebraska Medicaid beneficiaries. Since this request meets the criteria set forth in 42 CFR 1001.1801 and Section 1128(c)(3)(B) of the Act, we are granting the State agency's request for the waiver of exclusion with respect to your enrollment as a provider in the Nebraska Medicaid program.

This waiver only applies to the Nebraska Medicaid program. Your exclusion remains in effect for all items and services you furnish, order, or prescribe within all other state health care programs in Nebraska and all state health care programs in other states, with the exception of North Carolina Medicaid where a waiver for your services has previously been provided, and any other Federal health care programs. As detailed in your exclusion notice, reinstatement to participation in all Federal health care programs is not automatic. You must apply to the OIG for reinstatement at the end of your 5-year term of exclusion in order to be considered for reinstatement and become eligible to participate in all Federal health care programs.

Approval of this waiver request means that, **effective with the date of this notice**, you may submit claims for payment of covered Medicaid program items and services furnished by you to the Nebraska Medicaid program. This waiver is not retroactive and does not authorize you to claim Nebraska Medicaid program payment for items and services you have previously rendered. If the basis for this waiver ceases to exist, the waiver will be rescinded.

Sincerely,

Joann M. Francis
Reviewing Official
Exclusions Branch

cc: Kevin Bagley, M.D., DHA, FACHE
Nebraska Medicaid Director