



OHIO AUDITOR OF STATE  
**KEITH FABER**







Medicaid Contract Audit  
65 East State Street  
Columbus, Ohio 43215  
(614) 466-3340  
ContactMCA@ohioauditor.gov

## INDEPENDENT AUDITOR'S REPORT ON COMPLIANCE WITH REQUIREMENTS OF THE MEDICAID PROGRAM APPLICABLE TO SELECT PHYSICIAN SERVICES

Ohio Department of Medicaid  
50 West Town Street, Suite 400  
Columbus, Ohio 43215

RE: John F. Oliveti, M.D.  
Ohio Medicaid Number: 0774658

National Provider Identifier: 1598763328

We examined compliance with specified Medicaid requirements for provider qualifications and service documentation related to the provision of select physician services during the period of January 1, 2020 through December 31, 2022 for John F. Oliveti, M.D. We examined the following services:

- All 80 instances in which eight or more services were billed for the same recipient on the same day;
- A sample of 60 Xolair injections; and
- A sample of 60 evaluation and management services (office visits).

Dr. Oliveti entered into an agreement with the Ohio Department of Medicaid (the Department) to provide services to Medicaid recipients and to adhere to the terms of the provider agreement, Ohio Revised Code, Ohio Administrative Code, and federal statutes and rules, including the duty to maintain all records necessary and in such form to fully disclose the extent of services provided and significant business transactions. Dr. Oliveti is responsible for his compliance with the specified requirements. Our responsibility is to express an opinion on Dr. Oliveti's compliance with the specified Medicaid requirements based on our examination.

The purpose of this examination was to determine whether Dr. Oliveti's claims for payment complied with Ohio Medicaid regulations. All rules and code sections relied upon in this report were those in effect during the examination period and may be different from those currently in effect.

We tested compliance with Ohio Admin. Code 5160-4-01 which requires physician services to be provided by a licensed physician and Ohio Admin. Code 5160-1-17.2(H), which specifies that a provider cannot be currently subject to sanction or otherwise prohibited from providing services. We found no noncompliance with these provider qualifications.

We obtained visit notes from Dr. Oliveti and compared it to the requirements of Ohio Admin. Code 5160-1-27(A), which requires all Medicaid providers to keep such records as are necessary to establish that conditions of payment for Medicaid covered services have been met, and to fully disclose the basis for the type, frequency, extent, duration, and delivery setting of services provided to Medicaid recipients, and to document significant business transactions. We applied these requirements to all services met. The **Appendix** contains a list of all procedure codes examined.

All 200 services examined were supported by documentation that contained the required elements.

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Our examination was conducted in accordance with attestation standards established by the American Institute of Certified Public Accountants (AICPA). Those standards require that we plan and perform the examination to obtain reasonable assurance about whether Dr. Oliveti complied, in all material respects, with the specified requirements referenced above. We are required to be independent of Dr. Oliveti and to meet our ethical responsibilities, in accordance with the ethical requirements established by the AICPA related to our compliance examination.

An examination involves performing procedures to obtain evidence about whether Dr. Oliveti complied with the specified requirements. The nature, timing and extent of the procedures selected depend on our judgment, including an assessment of the risks of material noncompliance, whether due to fraud or error. We believe the evidence we obtained is sufficient and appropriate to provide a reasonable basis for our opinion. Our examination does not provide a legal determination on Dr. Oliveti's compliance with the specified requirements.

***Internal Control over Compliance***

Dr. Oliveti is responsible for establishing and maintaining effective internal control over compliance with the Medicaid requirements. We did not perform any test of the internal controls, and we did not rely on the internal controls in determining our examination procedures. Accordingly, we do not express an opinion on the effectiveness of Dr. Oliveti's internal control over compliance.

**Opinion on Compliance**

In our opinion, Dr. Oliveti complied, in all material respects, with the aforementioned requirements for the select physician services for the period of January 1, 2020 through December 31, 2022. Our testing was limited to the specified Medicaid requirements detailed above. We did not test other requirements and, accordingly, we do not express an opinion on Dr. Oliveti's compliance with other requirements.

This report is intended solely for the information and use of Dr. Oliveti, the Department and other regulatory and oversight bodies, and is not intended to be, and should not be used by anyone other than these specified parties.



Keith Faber  
Auditor of State  
Columbus, Ohio

December 9, 2024

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## APPENDIX

The following table contains the procedure codes tested:

Procedure Code	Description
94010	Breathing capacity test
95012	Exhaled nitric oxide measurement
96365	Intravenous infusion for therapy, prophylaxis or diagnosis, initial hour
96366	Intravenous infusion for therapy, prophylaxis or diagnosis, each additional hour
99214	Office/outpatient visit, established patient
J1561	Gamunex-C or Gammaked injection, 500 mg
J1568	Octagam injection, 500 mg
J2357	Xolair injection, 5 mg
J2920	Methylprednisolone Sodium Succinate injection, up to 40 mg
J2930	Methylprednisolone Sodium Succinate injection, up to 125 mg
J7040	Normal saline solution infusion (500 ml = 1 unit)

Source: Appendix to Ohio Admin. Code 5160-1-60 and Medicaid claims data

# OHIO AUDITOR OF STATE KEITH FABER



JOHN F. OLIVETI, M.D.

SUMMIT COUNTY

## AUDITOR OF STATE OF OHIO CERTIFICATION

This is a true and correct copy of the report, which is required to be filed pursuant to Section 117.26, Revised Code, and which is filed in the Office of the Ohio Auditor of State in Columbus, Ohio.



Certified for Release 12/26/2024

65 East State Street, Columbus, Ohio 43215  
Phone: 614-466-4514 or 800-282-0370

This report is a matter of public record and is available online at  
[www.ohioauditor.gov](http://www.ohioauditor.gov)