

Reported to the Board of Trustees  
November 10, 2005

Board Meeting  
November 10, 2005

REPORT ON A CONDITION OF THE SETTLEMENT AGREEMENT  
BETWEEN THE FEDERAL GOVERNMENT and THE UNIVERSITY in The  
United States of America and State of Illinois ex rel. Raymond Pollak, MD v the  
Board of Trustees of the University of Illinois.

Pursuant to the terms of the November 17, 2003 Settlement Agreement noted above, an annual report on the status of the Medical Center's compliance program is required annually for the next three consecutive years. Herein is the response to that report from the Department of Health and Human Services Office of Inspector General, acknowledging that "it appears that UIMC is in compliance with the terms of the Integrity Paragraph". This is being reported to the Board for informational purposes on the basis of its oversight responsibility for compliance.





**DEPARTMENT OF HEALTH & HUMAN SERVICES**  
Office of Inspector General  
Office of Counsel to the Inspector General  
Civil Recoveries Branch

Cohen Building, Room 5527  
330 Independence Avenue, S.W.  
Washington, DC 20201

(202) 619-2078 Main  
(202) 401-4007 Direct Dial  
(202) 205-0604 Fax

MAY 13 2005

May 5, 2005

William Chamberlin, M.D.  
Compliance Officer  
University of Illinois Medical Center at Chicago  
1740 W. Taylor Avenue, Mail Code 693  
Chicago, IL 60612

Re: First Annual Report for the University of Illinois Medical Center at Chicago

Dear Dr. Chamberlin:

We have reviewed the additional information submitted by your letter dated March 30, 2005, regarding the first Annual Report for the University of Illinois Medical Center at Chicago (UIMC). Thank you for your prompt response. We have no further questions regarding UIMC's first Annual Report.

Based on this additional information and our review of UIMC's first Annual Report, it appears that UIMC is in compliance with the terms of the Integrity Paragraph (Paragraph 9) of the Settlement Agreement ("CIA") between the Office of Inspector General ("OIG") of the Department of Health and Human Services and the University of Illinois.

However, the OIG cannot unequivocally confirm that UIMC's first Annual Report demonstrates that UIMC has implemented an effective compliance program. It is a health care provider's responsibility to formulate policies, procedures, and practices that are tailored to its own operations and that are comprehensive enough to ensure compliance with all applicable Federal health care program requirements. UIMC is in the best position to determine the suitability of its compliance efforts based upon its own particular circumstances (e.g., size, structure, resources, prior history of noncompliance,

David Laidlaw, M.D. - Page 2

etc.). Notwithstanding, during the term specified by the Integrity Paragraph of the Settlement Agreement, the OIG will continue to evaluate whether it appears that UIMC is adhering to the specific requirements of that paragraph.

We look forward to receiving UIMC's second Annual Report by **January 17, 2006**. In the interim, if you have any questions regarding UIMC's obligations under the Integrity Paragraph, please contact me at (202) 205-9404.

Sincerely,

A handwritten signature in cursive script, appearing to read "Anne L. MacArthur".

Anne L. MacArthur  
Senior Counsel