

The J Group's EDLA SENTENCING NEWSLETTER



WEEK OF
OCT 12 TO OCT 18

OCTOBER 22, 2025 ISSUE

Health Care Fraud, Felon in Possession, and Fentanyl...

.... see what happened this past week in the Eastern District of Louisiana

CASE SPOTLIGHT

United States v. Jamie P. McNamara

22-cr-151

What's the Basis?: Jamie P. McNamara conspired with others to defraud Medicare by making false representations and claims to the program. Specifically, McNamara ran a "shell laboratory;" disguised his ownership in other laboratories (which he would have been prevented to own given his status as a convicted felon); engaged in "aggressive" telemarketing campaigns targeting Medicare beneficiaries; and sought Medicare reimbursements for services he knew were either improperly performed or not performed at all. The Factual Basis states that the payments to telemarketers and others were essentially disguised kickbacks for referring beneficiaries to McNamara or his entities. McNamara's laboratories billed over \$174 million as part of the scheme and received over \$55 million.

What's the Violation?: McNamara pled guilty to Conspiracy to Commit Health Care Fraud, in violation of **18 U.S.C. § 1349**.

What's the Punishment?: Judge Darrel J. Papillion sentenced McNamara to **120 months of imprisonment, 3 years of Supervised Release, and \$55,901,635 in restitution.**

This Week's Other Matters

U.S. V. YANCY, 24-CR-225

Charge: Conspiracy to Distribute and Possess Fentanyl
(21 U.S.C. § 841, 846)

Sentence: **60 months of imprisonment** and 4 years of supervised release.

Judge: Honorable Barry W. Ashe

U.S. V. MARCIA-HERNANDEZ, 25-CR-139

Charge: Reentry of a Removed Alien
(8 U.S.C. § 1326)

Sentence: **TIME SERVED**

Judge: Honorable Barry W. Ashe

WHAT'S THAT STATUTE?

CLICK ON THE LINKS BELOW FOR MORE
DETAILS ON THE VIOLATIONS INCLUDED IN
THIS WEEKS' EDITION

- [8 U.S.C. § 1326](#)
- [18 U.S.C. § 1349](#)
- [21 U.S.C. § 841](#)
- [21 U.S.C. § 846](#)



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U.S. V. LEE, 24-CR-167

Charge: Felon in Possession of a Firearm Affecting Commerce
(18 U.S.C. §§ 922(g)(1) and 924(a)(8))

Sentence: **36 months of imprisonment** and 3 years of supervised release.

Judge: Honorable Barry W. Ashe

U.S. V. LEE, 18-CR-218

Violation of Mandatory Conditions of Supervised Release:

Testing Positive for Controlled Substances and Engaging in New Criminal Conduct.

Sentence: **24 months of imprisonment** (to run concurrent with the sentence received in 19-cr-241 above).

Judge: Honorable Barry W. Ashe

Did You Know?

In 2025, the Department of Justice launched “an unprecedented effort” to combat health care fraud. The operation, known as the **2025 National Health Care Fraud Takedown** (“Takedown” or “Operation”), identified schemes involving over **\$14.6 billion** and has resulted in criminal charges being brought against **324 defendants** including doctors, nurse practitioners, pharmacists, and many other medical professionals.

The DOJ seized over **\$245 million** in cash, cryptocurrency, vehicles, and other assets relating to the Takedown. The Operation also resulted in civil enforcement actions and settlements exceeding **\$48 million**.

Sentencing guidelines for defendants charged with health care fraud are primarily based on the monetary amount involved in the scheme. However, according to the United States Sentencing Commission, the majority of defendants (approximately **57%**) sentenced for this type of fraud between the years 2020 and 2024 **received sentences below the applicable guidelines**. A significant factor was that **35.4%** of those sentenced received **reduced sentences for cooperating and providing substantial assistance** during that same period.

While the **median loss** in health care fraud cases remained relatively stable from 2020 to 2024 (ranging from **\$1,002,407 to \$1,416,231**), it spiked in 2024 to **\$2,532.314**. Given the results of the Takedown, that figure is likely to rise again in 2025.

Psalms 69:33 - For the Lord hears the poor, And does not despise His prisoners.

**Heed His word and pray for the detained,
incarcerated, and less fortunate among us.**