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IN THE UNITED STATES DISTRICT COURT FOR THE
EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,
Plaintiff,

v.

SUWONNEE PONGNORSING; AND
WESTSIDE PLAZA PHARMACY aka
WEST MODESTO PHARMACY,
Defendant and Judgment Debtors,

HUMANA PHARMACY SOLUTIONS,
INC.,
Garnishee.

Case No.: 2:17-mc-0061-MCE-CKD

**ORDER GRANTING APPLICATION FOR
A FINAL ORDER OF CONTINUING
GARNISHMENT (MEDICARE, TRICARE
OR MEDICAID REIMBURSEMENT
BENEFITS)**

Pending before the Court is the United States' unopposed application for a final order of continuing garnishment (the Application) garnishing the reimbursement payments defendants Suwonnee Pongnorsing and Westside Plaza Pharmacy aka West Modesto Pharmacy receive from garnishee, Humana Pharmacy Solutions, Inc. (Humana), for prescription drug claims. The Application seeks the total amount of \$192,862.60, representing the \$175,329.64 judgment balance plus a \$17,532.96 litigation surcharge. Interest continues to accrue on the judgment. The Court, finding good cause therefrom, hereby GRANTS the Application.

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1 ACCORDINGLY, the Court hereby ORDERS, ADJUDGES and DECREES as follows:

2 1. Defendants Suwonnee Pongnorsing and Westside Plaza Pharmacy aka West Modesto
3 Pharmacy's (the Defendants) Medicare, Tricare and Medicaid drug reimbursements are GARNISHED.

4 2. The United States is ENTITLED to recover the ten percent (10%) litigation surcharge
5 authorized under 28 U.S.C. § 3011(a) in addition to the unpaid \$175,329.64 judgment balance.


6 3. Garnishee Humana shall LIQUIDATE, PAY and DELIVER, within twenty (20) days of
7 the date this Order is filed, a cashier's check or money order to the U.S. Department of Justice in the
8 amount of the prescription drug reimbursements and any other property it is holding from April 25, 2017,
9 the date Humana acknowledged receipt of the United States' writ of garnishment, through the filing date
10 of this order.

11 4. Thereafter, the Garnishee shall DELIVER to the U.S. Department of Justice monthly
12 payments of any prescription drug, or other reimbursements to which Defendants are entitled until the
13 later of: the judgment debt, accrued interest thereon and litigation surcharge being paid in full; the date
14 Garnishee no longer pays Defendants any prescription drug, or other reimbursements; or further order of
15 this Court. The Garnishee shall NOTIFY Michelle Lecroy of the United States Attorney's Office, Eastern
16 District of California, Financial Litigation Unit, 501 I Street, Suite 10-100, Sacramento, CA 95831
17 (telephone 916-554-2933) if Garnishee determines the Defendants' monthly reimbursement payments, or
18 their eligibility for reimbursement payments, ceases.

19 5. The Garnishee shall MAKE the payments ordered above payable to the "U.S. Department
20 of Justice" and deliver the payments to the U.S. Department of Justice, Nationwide Central Intake
21 Facility, P.O. Box 790363, St. Louis, MO, 63179-0363. The Garnishee shall also state the following
22 number on the payment instrument: CDCS No. 2014A05612; and, if it desires a payment receipt, shall
23 include a self-addressed, stamped envelope with the payment.

24 IT IS SO ORDERED.

25 Dated: August 15, 2017

26 
27 MORRISON C. ENGLAND, JR.
28 UNITED STATES DISTRICT JUDGE