

PEOPLE OF THE STATE OF NEW YORK,

INDICTMENT

– against –

Indictment No.: 24-218

TRISTATE EXPRESS NY INC., MUHAMMAD RIZWAN KHAN,
MUHAMMAD USMAN KHAN, FARHAN KHAN, MEDITRANS NY INC.,
EMPIRE TRANS NY INC., AND A1 CLASS CAR INC.

Defendants.

ORANGE COUNTY NY
SUPREME & DISTRICT COURT
2024 JUN 10 PM 4:53

COUNTS

- COUNT 1** GRAND LARCENY IN THE FIRST DEGREE, PL § 155.42
As to MUHAMMAD RIZWAN KHAN, MUHAMMAD USMAN KHAN,
FARHAN KHAN, TRISTATE EXPRESS NY INC., MEDITRANS NY INC., and
EMPIRE TRANS NY INC.
- COUNT 2** HEALTH CARE FRAUD IN THE FIRST DEGREE, PL § 177.25
As to MUHAMMAD RIZWAN KHAN, MUHAMMAD USMAN KHAN,
FARHAN KHAN, and TRISTATE EXPRESS NY INC.
- COUNT 3** HEALTH CARE FRAUD IN THE FIRST DEGREE, PL § 177.25
As to MUHAMMAD RIZWAN KHAN, MUHAMMAD USMAN KHAN,
FARHAN KHAN, and TRISTATE EXPRESS NY INC.
- COUNT 4** HEALTH CARE FRAUD IN THE SECOND DEGREE, PL § 177.20
As to MUHAMMAD RIZWAN KHAN, MUHAMMAD USMAN KHAN,
FARHAN KHAN, and MEDITRANS NY INC.
- COUNT 5** HEALTH CARE FRAUD IN THE SECOND DEGREE, PL § 177.20
As to MUHAMMAD RIZWAN KHAN, MUHAMMAD USMAN KHAN,
FARHAN KHAN, and EMPIRE TRANS NY INC.
- COUNT 6** MONEY LAUNDERING IN THE SECOND DEGREE, PL §
470.15(1)(b)(ii)(A)(iii)
As to MUHAMMAD RIZWAN KHAN, MUHAMMAD USMAN KHAN,
FARHAN KHAN, TRISTATE EXPRESS NY INC., and A1 CLASS CAR INC.
- COUNT 7** OFFERING A FALSE INSTRUMENT FOR FILING IN THE FIRST DEGREE,
PL § 175.35(1)
As to MUHAMMAD RIZWAN KHAN, MUHAMMAD USMAN KHAN,
FARHAN KHAN, and TRISTATE EXPRESS NY INC.

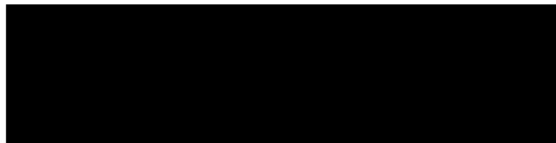
- COUNT 8** OFFERING A FALSE INSTRUMENT FOR FILING IN THE FIRST DEGREE,
PL § 175.35(1)
As to MUHAMMAD RIZWAN KHAN, MUHAMMAD USMAN KHAN,
FARHAN KHAN, and TRISTATE EXPRESS NY INC.
- COUNT 9** OFFERING A FALSE INSTRUMENT FOR FILING IN THE FIRST DEGREE,
PL § 175.35(1)
As to MUHAMMAD RIZWAN KHAN, MUHAMMAD USMAN KHAN,
FARHAN KHAN, and TRISTATE EXPRESS NY INC.
- COUNT 10** OFFERING A FALSE INSTRUMENT FOR FILING IN THE FIRST DEGREE,
PL § 175.35(1)
As to MUHAMMAD RIZWAN KHAN, MUHAMMAD USMAN KHAN,
FARHAN KHAN, and TRISTATE EXPRESS NY INC.
- COUNT 11** OFFERING A FALSE INSTRUMENT FOR FILING IN THE FIRST DEGREE,
PL § 175.35(1)
As to MUHAMMAD RIZWAN KHAN, MUHAMMAD USMAN KHAN,
FARHAN KHAN, and TRISTATE EXPRESS NY INC.
- COUNT 12** OFFERING A FALSE INSTRUMENT FOR FILING IN THE FIRST DEGREE,
PL § 175.35(1)
As to MUHAMMAD RIZWAN KHAN, MUHAMMAD USMAN KHAN,
FARHAN KHAN, and TRISTATE EXPRESS NY INC.
- COUNT 13** OFFERING A FALSE INSTRUMENT FOR FILING IN THE FIRST DEGREE,
PL § 175.35(1)
As to MUHAMMAD RIZWAN KHAN, MUHAMMAD USMAN KHAN,
FARHAN KHAN, and TRISTATE EXPRESS NY INC.
- COUNT 14** OFFERING A FALSE INSTRUMENT FOR FILING IN THE FIRST DEGREE,
PL § 175.35(1)
As to MUHAMMAD RIZWAN KHAN, MUHAMMAD USMAN KHAN,
FARHAN KHAN, and TRISTATE EXPRESS NY INC.
- COUNT 15** OFFERING A FALSE INSTRUMENT FOR FILING IN THE FIRST DEGREE,
PL § 175.35(1)
As to MUHAMMAD RIZWAN KHAN, MUHAMMAD USMAN KHAN,
FARHAN KHAN, and TRISTATE EXPRESS NY INC.
- COUNT 16** OFFERING A FALSE INSTRUMENT FOR FILING IN THE FIRST DEGREE,
PL § 175.35(1)
As to MUHAMMAD RIZWAN KHAN, MUHAMMAD USMAN KHAN,
FARHAN KHAN, and TRISTATE EXPRESS NY INC.

- COUNT 17** OFFERING A FALSE INSTRUMENT FOR FILING IN THE FIRST DEGREE,
PL § 175.35(1)
As to MUHAMMAD RIZWAN KHAN, MUHAMMAD USMAN KHAN,
FARHAN KHAN, and MEDITRANS NY INC.
- COUNT 18** OFFERING A FALSE INSTRUMENT FOR FILING IN THE FIRST DEGREE,
PL § 175.35(1)
As to MUHAMMAD RIZWAN KHAN, MUHAMMAD USMAN KHAN,
FARHAN KHAN, and MEDITRANS NY INC.
- COUNT 19** OFFERING A FALSE INSTRUMENT FOR FILING IN THE FIRST DEGREE,
PL § 175.35(1)
As to MUHAMMAD RIZWAN KHAN, MUHAMMAD USMAN KHAN,
FARHAN KHAN, and EMPIRE TRANS NY INC.
- COUNT 20** OFFERING A FALSE INSTRUMENT FOR FILING IN THE FIRST DEGREE,
PL § 175.35(1)
As to MUHAMMAD RIZWAN KHAN, MUHAMMAD USMAN KHAN,
FARHAN KHAN, and EMPIRE TRANS NY INC.
- COUNT 21** MEDICAL ASSISTANCE PROVIDER; PROHIBITED PRACTICES
(KICKBACKS), SOCIAL SERVICES LAW § 366-d(2)(b)(ii),(4)
As to MUHAMMAD RIZWAN KHAN, MUHAMMAD USMAN KHAN,
FARHAN KHAN, TRISTATE EXPRESS NY INC., and EMPIRE TRANS NY
INC.
- COUNT 22** MEDICAL ASSISTANCE PROVIDER; PROHIBITED PRACTICES
(KICKBACKS), SOCIAL SERVICES LAW § 366-d(2)(b)(ii),(4)
As to MUHAMMAD RIZWAN KHAN, MUHAMMAD USMAN KHAN,
FARHAN KHAN, and TRISTATE EXPRESS NY INC.
- COUNT 23** MEDICAL ASSISTANCE PROVIDER; PROHIBITED PRACTICES
(KICKBACKS), SOCIAL SERVICES LAW § 366-d(2)(b)(ii),(4)
As to Defendants MUHAMMAD RIZWAN KHAN, MUHAMMAD USMAN
KHAN, FARHAN KHAN, TRISTATE EXPRESS NY INC., and MEDITRANS
NY INC.
- COUNT 24** MEDICAL ASSISTANCE PROVIDER; PROHIBITED PRACTICES
(KICKBACKS), SOCIAL SERVICES LAW § 366-d(2)(b)(ii),(4)
As to MUHAMMAD RIZWAN KHAN, MUHAMMAD USMAN KHAN,
FARHAN KHAN, TRISTATE EXPRESS NY INC., MEDITRANS NY INC., and
EMPIRE TRANS NY INC.
- COUNT 25** MEDICAL ASSISTANCE PROVIDER; PROHIBITED PRACTICES
(KICKBACKS), SOCIAL SERVICES LAW § 366-d(2)(b)(ii),(4)

As to MUHAMMAD RIZWAN KHAN, MUHAMMAD USMAN KHAN,
FARHAN KHAN, and TRISTATE EXPRESS NY INC.

A TRUE BILL

Dated: June 13, 2024


Grand Jury Foreperson
Orange County Courthouse
285 Main Street
Goshen, New York 12180

LETITIA JAMES
NEW YORK STATE ATTORNEY GENERAL

By:


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COUNT ONE

The Grand Jury of the County of Orange, State of New York, by this Indictment, accuses the Defendants, MUHAMMAD RIZWAN KHAN, MUHAMMAD USMAN KHAN, FARHAN KHAN, TRISTATE EXPRESS NY INC., MEDITRANS NY INC., and EMPIRE TRANS NY INC. of **GRAND LARCENY IN THE FIRST DEGREE**, in violation of Penal Law § 155.42, committed as follows:

On, or about and between, September 25, 2019 and October 9, 2023, in the County of Orange and elsewhere in the State of New York, Defendants, MUHAMMAD RIZWAN KHAN, MUHAMMAD USMAN KHAN, and FARHAN KHAN, individually and as high managerial agents acting within the scope of their employment with and in behalf of corporate Defendants, TRISTATE EXPRESS NY INC., MEDITRANS NY INC., and EMPIRE TRANS NY INC., each

acting in concert with each other and others known and unknown to the Grand Jury, stole property and the total value of the property exceeded one million dollars (\$1,000,000), *to wit*: on said dates and locations, Defendants MUHAMMAD RIZWAN KHAN, MUHAMMAD USMAN KHAN, and FARHAN KHAN, individually and by directing employees of TRISTATE EXPRESS NY INC., MEDITRANS NY INC., and EMPIRE TRANS NY INC. that were under their supervision, pursuant to a single ongoing intent, knowingly submitted and caused to be submitted to the New York State Medical Assistance Program (“Medicaid”), claims for reimbursement for transportation services that falsely represented TRISTATE EXPRESS NY INC., MEDITRANS NY INC., and EMPIRE TRANS NY INC.’s full compliance with all applicable laws, rules and regulations of Medicaid when, in fact, those claims were invalid for reimbursement due to false representations that transportation services were provided at all or as claimed, false representations that claimed toll amounts were incurred, and payments of unlawful kickbacks to Medicaid recipients. In reliance on the Defendants’ false claims, Medicaid, through its fiscal agent, paid TRISTATE EXPRESS NY INC., MEDITRANS NY INC., and EMPIRE TRANS NY INC. in excess of one million dollars (\$1,000,000) to which they were not entitled.

COUNT TWO

The Grand Jury of the County of Orange, State of New York, by this Indictment, accuses the Defendants, MUHAMMAD RIZWAN KHAN, MUHAMMAD USMAN KHAN, FARHAN KHAN, and TRISTATE EXPRESS NY INC. of **HEALTH CARE FRAUD IN THE FIRST DEGREE**, in violation of Penal Law §177.25, committed as follows:

On or about and between January 1, 2021 and December 31, 2021, in the County of Orange and elsewhere in the State of New York, Defendants, MUHAMMAD RIZWAN KHAN, MUHAMMAD USMAN KHAN, and FARHAN KHAN, individually and as high managerial

agents acting within the scope of their employment with and in behalf of corporate Defendant, TRISTATE EXPRESS NY INC., each acting in concert with each other and others known and unknown to the Grand Jury, with intent to defraud a single health plan, knowingly and willfully provided materially false information and omitted material information for the purpose of requesting payment from a health plan for a health care item or service and, as a result of such information and omission, received payment or a portion of the payment, as the case may be, from a single health plan, that is Medicaid, in a period of not more than one year, exceeding one million dollars (\$1,000,000) in the aggregate, which they were not entitled under the circumstances, *to wit*: on said dates and locations, TRISTATE EXPRESS NY INC., MUHAMMAD RIZWAN KHAN, MUHAMMAD USMAN KHAN, and FARHAN KHAN individually and by directing employees of corporate Defendant TRISTATE EXPRESS NY INC. that were under their supervision, pursuant to a single ongoing intent, knowingly submitted and caused to be submitted to the New York State Medical Assistance Program (“Medicaid”), on more than one occasion, claims for reimbursement for transportation services that falsely represented and omitted TRISTATE EXPRESS NY INC.’s full compliance with all applicable laws, rules and regulations of Medicaid when, in fact, those claims were invalid for reimbursement due to false representations that transportation services were provided at all or as claimed, false representations that claimed toll amounts were incurred, and payments of unlawful kickbacks to Medicaid recipients. As a result of such information and omissions, corporate Defendant TRISTATE EXPRESS NY INC. wrongfully received from Medicaid, through Medicaid’s fiscal agent, in excess of one million dollars (\$1,000,000) in the aggregate to which it was not entitled.

COUNT THREE

The Grand Jury of the County of Orange, State of New York, by this Indictment, accuses the Defendants, MUHAMMAD RIZWAN KHAN, MUHAMMAD USMAN KHAN, FARHAN KHAN, and TRISTATE EXPRESS NY INC., of **HEALTH CARE FRAUD IN THE FIRST DEGREE**, in violation of Penal Law §177.25, committed as follows:

On or about and between January 1, 2022 and December 31, 2022, in the County of Orange and elsewhere in the State of New York, Defendants, MUHAMMAD RIZWAN KHAN, MUHAMMAD USMAN KHAN, and FARHAN KHAN, individually and as high managerial agents acting within the scope of their employment with and in behalf of corporate Defendant, TRISTATE EXPRESS NY INC., each acting in concert with each other and others known and unknown to the Grand Jury, with intent to defraud a single health plan, knowingly and willfully provided materially false information and omitted material information for the purpose of requesting payment from a health plan for a health care item or service and, as a result of such information and omission, received payment or a portion of the payment, as the case may be, from a single health plan, that is Medicaid, in a period of not more than one year, exceeding one million dollars (\$1,000,000) in the aggregate, which they were not entitled under the circumstances, *to wit*: on said dates and locations, TRISTATE EXPRESS NY INC., MUHAMMAD RIZWAN KHAN, MUHAMMAD USMAN KHAN, and FARHAN KHAN individually and by directing employees of corporate Defendant, TRISTATE EXPRESS NY INC., that were under their supervision, pursuant to a single ongoing intent, knowingly submitted and caused to be submitted to the New York State Medical Assistance Program (“Medicaid”), on more than one occasion, claims for reimbursement for transportation services that falsely represented and omitted TRISTATE EXPRESS NY INC.’s full compliance with all applicable laws, rules and regulations of Medicaid

when, in fact, those claims were invalid for reimbursement due false representations that transportation services were provided at all or as claimed and payments of unlawful kickbacks to Medicaid recipients. As a result of such information and omission, corporate Defendant TRISTATE EXPRESS NY INC. wrongfully received from Medicaid, through Medicaid's fiscal agent, in excess of one million dollars (\$1,000,000) in the aggregate to which they were not entitled.

COUNT FOUR

The Grand Jury of the County of Orange, State of New York, by this Indictment, accuses the Defendants, MUHAMMAD RIZWAN KHAN, MUHAMMAD USMAN KHAN, FARHAN KHAN, and MEDITRANS NY INC., of **HEALTH CARE FRAUD IN THE SECOND DEGREE**, in violation of Penal Law §177.20, committed as follows:

On or about and between January 1, 2022 and December 31, 2022, in the County of Orange and elsewhere in the State of New York, Defendants, MUHAMMAD RIZWAN KHAN, MUHAMMAD USMAN KHAN, and FARHAN KHAN, individually and as high managerial agents acting within the scope of their employment with and in behalf of corporate Defendant, MEDITRANS NY INC., each acting in concert with each other and others known and unknown to the Grand Jury, with intent to defraud a single health plan, knowingly and willfully provided materially false information and omitted material information for the purpose of requesting payment from a health plan for a health care item or service and, as a result of such information and omission, received payment or a portion of the payment, as the case may be, from a single health plan, in a period of not more than one year, exceeding fifty thousand dollars (\$50,000) in the aggregate, which they were not entitled under the circumstances, *to wit*: on said dates and locations, MEDITRANS NY INC., MUHAMMAD RIZWAN KHAN, MUHAMMAD USMAN

KHAN, and FARHAN KHAN, individually and by directing employees of and in behalf of corporate Defendant MEDITRANS NY INC., that were under their supervision, pursuant to a single ongoing intent, knowingly submitted and caused to be submitted to the New York State Medical Assistance Program (“Medicaid”), on more than one occasion, claims for reimbursement for transportation services that falsely represented and omitted MEDITRANS NY INC.’s, full compliance with all applicable laws, rules and regulations of Medicaid when, in fact, those claims were invalid for reimbursement due to false representations that transportation services were provided at all or as claimed, false representations that claimed toll amounts were incurred, and payments of unlawful kickbacks to Medicaid recipients. As a result of such information and omissions, corporate defendant MEDITRANS NY INC. wrongfully received from Medicaid, through Medicaid’s fiscal agent, in excess of fifty thousand dollars (\$50,000) in the aggregate to which it was not entitled.

COUNT FIVE

The Grand Jury of the County of Orange, State of New York, by this Indictment, accuses the Defendants, MUHAMMAD RIZWAN KHAN, MUHAMMAD USMAN KHAN, FARHAN KHAN, and EMPIRE TRANS NY INC., of **HEALTH CARE FRAUD IN THE SECOND DEGREE**, in violation of Penal Law §177.20, committed as follows:

On or about and between June 15, 2022 and June 14, 2023, in the County of Orange and elsewhere in the State of New York, Defendants, MUHAMMAD RIZWAN KHAN, MUHAMMAD USMAN KHAN, and FARHAN KHAN, individually and as high managerial agents acting within the scope of their employment with and in behalf of corporate Defendant, EMPIRE TRANS NY INC., each acting in concert with each other and others known and unknown to the Grand Jury, with intent to defraud a single health plan, knowingly and willfully provided

materially false information and omitted material information for the purpose of requesting payment from a health plan for a health care item or service and, as a result of such information and omission, received payment or a portion of the payment, as the case may be, from a single health plan, in a period of not more than one year, exceeding fifty thousand dollars (\$50,000) in the aggregate, which they were not entitled under the circumstances, *to wit*: on said dates and locations, EMPIRE TRANS NY INC., MUHAMMAD RIZWAN KHAN, MUHAMMAD USMAN KHAN, and FARHAN KHAN, individually and by directing employees of and in behalf of corporate Defendant, EMPIRE TRANS NY INC. that were under their supervision, pursuant to a single ongoing intent, knowingly submitted and caused to be submitted to the New York State Medical Assistance Program (“Medicaid”), on more than one occasion, claims for reimbursement for transportation services that falsely represented and omitted EMPIRE TRANS NY INC.’s full compliance with all applicable laws, rules and regulations of Medicaid when, in fact, those claims were invalid for reimbursement due to false representations that transportation services were provided at all or as claimed and payments of unlawful kickbacks to Medicaid recipients. As a result of such information and omission, corporate Defendant EMPIRE TRANS NY INC. wrongfully received from Medicaid, through Medicaid’s fiscal agent, in excess of fifty thousand dollars (\$50,000) in the aggregate to which it was not entitled.

COUNT SIX

The Grand Jury of the County of Orange, State of New York, by this Indictment, accuses the Defendants, MUHAMMAD RIZWAN KHAN, MUHAMMAD USMAN KHAN, FARHAN KHAN, TRISTATE EXPRESS NY INC., and A1 CLASS CAR INC. of **MONEY LAUDERING IN THE SECOND DEGREE**, in violation of Penal Law § 470.15(1)(b)(ii)(A)(iii), committed as follows:

On or about and between February 1, 2022 and September 30, 2023 in the County of Orange and elsewhere in the State of New York, Defendants, MUHAMMAD RIZWAN KHAN, MUHAMMAD USMAN KHAN, and FARHAN KHAN, individually and as high managerial agents acting within the scope of their employment and in behalf of corporate Defendants, TRISTATE EXPRESS NY INC. and A1 CLASS CAR INC., each acting in concert with each other and others known and unknown to the Grand Jury, knowing that the property involved in one or more financial transactions represented the proceeds of specified criminal conduct, Defendants conducted one or more such financial transactions which in fact involved the proceeds of specified criminal conduct knowing that the transaction and transactions in whole and in part were designed to conceal and disguise the nature, the location, the source, the ownership, or the control of the proceeds of specified criminal conduct and the total value of the property involved in such financial transactions exceeded one hundred thousand dollars (\$100,000).

COUNT SEVEN

The Grand Jury of the County of Orange, State of New York, by this Indictment, accuses the Defendants, MUHAMMAD RIZWAN KHAN, MUHAMMAD USMAN KHAN, FARHAN KHAN, and TRISTATE EXPRESS NY INC., of **OFFERING A FALSE INSTRUMENT FOR FILING IN THE FIRST DEGREE** in violation of Penal Law § 175.35(1) committed as follows:

That on or about May 8, 2020, in the County of Orange and elsewhere in the State of New York, Defendants, MUHAMMAD RIZWAN KHAN, MUHAMMAD USMAN KHAN, and FARHAN KHAN, individually and as high managerial agents acting within the scope of their employment and in behalf of corporate Defendant, TRISTATE EXPRESS NY INC., each acting in concert with each other and others known and unknown to the Grand Jury, knowing that a written instrument contained a false statement and false information, with intent to defraud the

State of New York, offered and presented the written instrument to a public office or public servant with the knowledge or belief that it would be filed with, registered, or recorded in or otherwise become a part of the records of such public office or public servant, *to wit*: a trip attestation submitted to Medical Answering Services, a fiscal agent of the New York State Medical Assistance Program, with assigned prior approval number 51159341711.

COUNT EIGHT

The Grand Jury of the County of Orange, State of New York, by this Indictment, accuses the Defendants, MUHAMMAD RIZWAN KHAN, MUHAMMAD USMAN KHAN, FARHAN KHAN, and TRISTATE EXPRESS NY INC., of **OFFERING A FALSE INSTRUMENT FOR FILING IN THE FIRST DEGREE** in violation of Penal Law § 175.35(1) committed as follows:

That on or about May 13, 2020, in the County of Orange and elsewhere in the State of New York, Defendants, MUHAMMAD RIZWAN KHAN, MUHAMMAD USMAN KHAN, and FARHAN KHAN, individually and as high managerial agents acting within the scope of their employment and in behalf of corporate Defendant, TRISTATE EXPRESS NY INC., each acting in concert with each other and others known and unknown to the Grand Jury, knowing that a written instrument contained a false statement and false information, with intent to defraud the State of New York, offered and presented the written instrument to a public office or public servant with the knowledge or belief that it would be filed with, registered, or recorded in or otherwise become a part of the records of such public office or public servant, *to wit*: a claim for payment, submitted to GDIT, a fiscal agent of the New York State Medical Assistance Program, through the eMedNY system, with assigned TCN 2013400036317630.

COUNT NINE

The Grand Jury of the County of Orange, State of New York, by this Indictment, accuses the Defendants, MUHAMMAD RIZWAN KHAN, MUHAMMAD USMAN KHAN, FARHAN KHAN, TRISTATE EXPRESS NY INC., of **OFFERING A FALSE INSTRUMENT FOR FILING IN THE FIRST DEGREE** in violation of Penal Law § 175.35(1) committed as follows:

That on or about May 20, 2021, in the County of Orange and elsewhere in the State of New York, Defendants, MUHAMMAD RIZWAN KHAN, MUHAMMAD USMAN KHAN, and FARHAN KHAN, individually and as high managerial agents acting within the scope of their employment and in behalf of corporate Defendant, TRISTATE EXPRESS NY INC., each acting in concert with each other and others known and unknown to the Grand Jury, knowing that a written instrument contained a false statement and false information, with intent to defraud the State of New York, offered and presented the written instrument to a public office or public servant with the knowledge or belief that it would be filed with, registered, or recorded in or otherwise become a part of the records of such public office or public servant, *to wit*: a trip attestation submitted to Medical Answering Services, a fiscal agent of the New York State Medical Assistance Program, with assigned prior approval number 21169699165.

COUNT TEN

The Grand Jury of the County of Orange, State of New York, by this Indictment, accuses the Defendants, MUHAMMAD RIZWAN KHAN, MUHAMMAD USMAN KHAN, FARHAN KHAN, and TRISTATE EXPRESS NY INC., of **OFFERING A FALSE INSTRUMENT FOR FILING IN THE FIRST DEGREE** in violation of Penal Law § 175.35(1) committed as follows:

That on or about May 24, 2021, in the County of Orange and elsewhere in the State of New York, Defendants, MUHAMMAD RIZWAN KHAN, MUHAMMAD USMAN KHAN, and

FARHAN KHAN, individually and as high managerial agents acting within the scope of their employment and in behalf of corporate Defendant, TRISTATE EXPRESS NY INC., each acting in concert with each other and others known and unknown to the Grand Jury, knowing that a written instrument contained a false statement and false information, with intent to defraud the State of New York, offered and presented the written instrument to a public office or public servant with the knowledge or belief that it would be filed with, registered, or recorded in or otherwise become a part of the records of such public office or public servant, *to wit:* a claim for payment, submitted to GDIT, a fiscal agent of the New York State Medical Assistance Program, through the eMedNY system, with assigned TCN 2114400244491330.

COUNT ELEVEN

The Grand Jury of the County of Orange, State of New York, by this Indictment, accuses the Defendants, MUHAMMAD RIZWAN KHAN, MUHAMMAD USMAN KHAN, FARHAN KHAN, and TRISTATE EXPRESS NY INC., of **OFFERING A FALSE INSTRUMENT FOR FILING IN THE FIRST DEGREE** in violation of Penal Law § 175.35(1) committed as follows:

That on or about March 17, 2022, in the County of Orange and elsewhere in the State of New York, Defendants, MUHAMMAD RIZWAN KHAN, MUHAMMAD USMAN KHAN, and FARHAN KHAN, individually and as high managerial agents acting within the scope of their employment and in behalf of corporate Defendant, TRISTATE EXPRESS NY INC., each acting in concert with each other and others known and unknown to the Grand Jury, knowing that a written instrument contained a false statement and false information, with intent to defraud the State of New York, offered and presented the written instrument to a public office or public servant with the knowledge or belief that it would be filed with, registered, or recorded in or otherwise become a part of the records of such public office or public servant, *to wit:* a trip attestation

submitted to Medical Answering Services, a fiscal agent of the New York State Medical Assistance Program, with assigned prior approval number 91178327911.

COUNT TWELVE

The Grand Jury of the County of Orange, State of New York, by this Indictment, accuses the Defendants, MUHAMMAD RIZWAN KHAN, MUHAMMAD USMAN KHAN, FARHAN KHAN, and TRISTATE EXPRESS NY INC., of **OFFERING A FALSE INSTRUMENT FOR FILING IN THE FIRST DEGREE** in violation of Penal Law § 175.35(1) committed as follows:

That on or about March 21, 2022, in the County of Orange and elsewhere in the State of New York, Defendants, MUHAMMAD RIZWAN KHAN, MUHAMMAD USMAN KHAN, and FARHAN KHAN, individually and as high managerial agents acting within the scope of their employment and in behalf of corporate Defendant, TRISTATE EXPRESS NY INC., each acting in concert with each other and others known and unknown to the Grand Jury, knowing that a written instrument contained a false statement and false information, with intent to defraud the State of New York, offered and presented the written instrument to a public office or public servant with the knowledge or belief that it would be filed with, registered, or recorded in or otherwise become a part of the records of such public office or public servant, *to wit*: a claim for payment, submitted to GDIT, a fiscal agent of the New York State Medical Assistance Program, through the eMedNY system, with assigned TCN 2208000041064930.

COUNT THIRTEEN

The Grand Jury of the County of Orange, State of New York, by this Indictment, accuses the Defendants, MUHAMMAD RIZWAN KHAN, MUHAMMAD USMAN KHAN, FARHAN KHAN, and TRISTATE EXPRESS NY INC., of **OFFERING A FALSE INSTRUMENT FOR FILING IN THE FIRST DEGREE** in violation of Penal Law § 175.35(1) committed as follows:

That on or about March 11, 2023, in the County of Orange and elsewhere in the State of New York, Defendants, MUHAMMAD RIZWAN KHAN, MUHAMMAD USMAN KHAN, and FARHAN KHAN, individually and as high managerial agents acting within the scope of their employment and in behalf of corporate Defendant, TRISTATE EXPRESS NY INC., each acting in concert with each other and others known and unknown to the Grand Jury, knowing that a written instrument contained a false statement and false information, with intent to defraud the State of New York, offered and presented the written instrument to a public office or public servant with the knowledge or belief that it would be filed with, registered, or recorded in or otherwise become a part of the records of such public office or public servant, *to wit*: a trip attestation submitted to Medical Answering Services, a fiscal agent of the New York State Medical Assistance Program, with assigned prior approval number 11190333291.

COUNT FOURTEEN

The Grand Jury of the County of Orange, State of New York, by this Indictment, accuses the Defendants, MUHAMMAD RIZWAN KHAN, MUHAMMAD USMAN KHAN, FARHAN KHAN, and TRISTATE EXPRESS NY INC., of **OFFERING A FALSE INSTRUMENT FOR FILING IN THE FIRST DEGREE** in violation of Penal Law § 175.35(1) committed as follows:

That on or about March 15, 2023, in the County of Orange and elsewhere in the State of New York, Defendants, MUHAMMAD RIZWAN KHAN, MUHAMMAD USMAN KHAN, and FARHAN KHAN, individually and as high managerial agents acting within the scope of their employment and in behalf of corporate Defendant, TRISTATE EXPRESS NY INC., each acting in concert with each other and others known and unknown to the Grand Jury, knowing that a written instrument contained a false statement and false information, with intent to defraud the State of New York, offered and presented the written instrument to a public office or public servant

with the knowledge or belief that it would be filed with, registered, or recorded in or otherwise become a part of the records of such public office or public servant, *to wit*: a claim for payment, submitted to GDIT, a fiscal agent of the New York State Medical Assistance Program, through the eMedNY system, with assigned TCN 2307400370626930.

COUNT FIFTEEN

The Grand Jury of the County of Orange, State of New York, by this Indictment, accuses the Defendants, MUHAMMAD RIZWAN KHAN, MUHAMMAD USMAN KHAN, FARHAN KHAN, and TRISTATE EXPRESS NY INC., of **OFFERING A FALSE INSTRUMENT FOR FILING IN THE FIRST DEGREE** in violation of Penal Law § 175.35(1) committed as follows:

That on or about October 24, 2022, in the County of Orange and elsewhere in the State of New York, Defendants, MUHAMMAD RIZWAN KHAN, MUHAMMAD USMAN KHAN, and FARHAN KHAN, individually and as high managerial agents acting within the scope of their employment and in behalf of corporate Defendant, TRISTATE EXPRESS NY INC., each acting in concert with each other and others known and unknown to the Grand Jury, knowing that a written instrument contained a false statement and false information, with intent to defraud the State of New York, offered and presented the written instrument to a public office or public servant with the knowledge or belief that it would be filed with, registered, or recorded in or otherwise become a part of the records of such public office or public servant, *to wit*: a trip attestation submitted to Medical Answering Services, a fiscal agent of the New York State Medical Assistance Program, with assigned prior approval number 61185226435.

COUNT SIXTEEN

The Grand Jury of the County of Orange, State of New York, by this Indictment, accuses the Defendants, MUHAMMAD RIZWAN KHAN, MUHAMMAD USMAN KHAN, FARHAN

KHAN, and TRISTATE EXPRESS NY INC., of **OFFERING A FALSE INSTRUMENT FOR FILING IN THE FIRST DEGREE** in violation of Penal Law § 175.35(1) committed as follows:

That on or about November 2, 2022, in the County of Orange and elsewhere in the State of New York, Defendants, MUHAMMAD RIZWAN KHAN, MUHAMMAD USMAN KHAN, and FARHAN KHAN, individually and as high managerial agents acting within the scope of their employment and in behalf of corporate Defendant, TRISTATE EXPRESS NY INC., each acting in concert with each other and others known and unknown to the Grand Jury, knowing that a written instrument contained a false statement and false information, with intent to defraud the State of New York, offered and presented the written instrument to a public office or public servant with the knowledge or belief that it would be filed with, registered, or recorded in or otherwise become a part of the records of such public office or public servant, *to wit*: a claim for payment, submitted to GDIT, a fiscal agent of the New York State Medical Assistance Program, through the eMedNY system, with assigned TCN 2230600168060530.

COUNT SEVENTEEN

The Grand Jury of the County of Orange, State of New York, by this Indictment, accuses the Defendants, MUHAMMAD RIZWAN KHAN, MUHAMMAD USMAN KHAN, FARHAN KHAN, and MEDITRANS NY INC. of **OFFERING A FALSE INSTRUMENT FOR FILING IN THE FIRST DEGREE** in violation of Penal Law § 175.35(1) committed as follows:

That on or about January 12, 2023 in the County of Orange and elsewhere in the State of New York, Defendant MUHAMMAD RIZWAN KHAN, MUHAMMAD USMAN KHAN, and FARHAN KHAN, individually and as high managerial agents acting within the scope of their employment and in behalf of corporate Defendant, MEDITRANS NY INC., each acting in concert with each other and others known and unknown to the Grand Jury, knowing that a written

instrument contained a false statement and false information, with intent to defraud the State of New York, offered and presented the written instrument to a public office or public servant with the knowledge or belief that it would be filed with, registered, or recorded in or otherwise become a part of the records of such public office or public servant, *to wit*: a trip attestation submitted to Medical Answering Services, a fiscal agent of New York State Medical Assistance Program, with assigned prior approval number 21187833966.

COUNT EIGHTEEN

The Grand Jury of the County of Orange, State of New York, by this Indictment, accuses the Defendants, MUHAMMAD RIZWAN KHAN, MUHAMMAD USMAN KHAN, FARHAN KHAN, and MEDITRANS NY INC. of **OFFERING A FALSE INSTRUMENT FOR FILING IN THE FIRST DEGREE** in violation of Penal Law § 175.35(1) committed as follows:

That on or about January 18, 2023, in the County of Orange and elsewhere in the State of New York, Defendant MUHAMMAD RIZWAN KHAN, MUHAMMAD USMAN KHAN, and FARHAN KHAN, individually and as high managerial agents acting within the scope of their employment and in behalf of corporate Defendant, MEDITRANS NY INC., each acting in concert with each other and others known and unknown to the Grand Jury, knowing that a written instrument contained a false statement and false information, with intent to defraud the State of New York, offered and presented the written instrument to a public office or public servant with the knowledge or belief that it would be filed with, registered, or recorded in or otherwise become a part of the records of such public office or public servant, *to wit*: a claim for payment, submitted to GDIT, a fiscal agent of the New York State Medical Assistance Program, through the eMedNY system, with assigned TCN 2301800147465130.

COUNT NINETEEN

The Grand Jury of the County of Orange, State of New York, by this Indictment, accuses the Defendants MUHAMMAD RIZWAN KHAN, MUHAMMAD USMAN KHAN, FARHAN KHAN, and EMPIRE TRANS NY INC. of **OFFERING A FALSE INSTRUMENT FOR FILING IN THE FIRST DEGREE** in violation of Penal Law § 175.35(1) committed as follows:

That on or about February 1, 2023, in the County of Orange and elsewhere in the State of New York, Defendant MUHAMMAD RIZWAN KHAN, MUHAMMAD USMAN KHAN, and FARHAN KHAN, individually and as high managerial agents acting within the scope of their employment and in behalf of corporate Defendant, EMPIRE TRANS NY INC., each acting in concert with each other and others known and unknown to the Grand Jury, knowing that a written instrument contained a false statement and false information, with intent to defraud the State of New York, offered and presented the written instrument to a public office or public servant with the knowledge or belief that it would be filed with, registered, or recorded in or otherwise become a part of the records of such public office or public servant, *to wit*: a trip attestation submitted to Medical Answering Services, a fiscal agent of New York State Medical Assistance Program, with assigned prior approval number 21188498176.

COUNT TWENTY

The Grand Jury of the County of Orange, State of New York, by this Indictment, accuses the Defendants, MUHAMMAD RIZWAN KHAN, MUHAMMAD USMAN KHAN, FARHAN KHAN, and EMPIRE TRANS NY INC. of **OFFERING A FALSE INSTRUMENT FOR FILING IN THE FIRST DEGREE** in violation of Penal Law § 175.35(1) committed as follows:

That on or about February 8, 2023, in the County of Orange and elsewhere in the State of New York, Defendant MUHAMMAD RIZWAN KHAN, MUHAMMAD USMAN KHAN, and

FARHAN KHAN, individually and as high managerial agents acting within the scope of their employment and in behalf of corporate Defendant, EMPIRE TRANS NY INC., each acting in concert with each other and others known and unknown to the Grand Jury, knowing that a written instrument contained a false statement and false information, with intent to defraud the State of New York, offered and presented the written instrument to a public office or public servant with the knowledge or belief that it would be filed with, registered, or recorded in or otherwise become a part of the records of such public office or public servant, *to wit*: a claim for payment, submitted to GDIT, a fiscal agent of the New York State Medical Assistance Program, through the eMedNY system, with assigned TCN 2303900219878830.

COUNT TWENTY-ONE

The Grand Jury of the County of Orange, State of New York, by this Indictment, accuses the Defendants MUHAMMAD RIZWAN KHAN, MUHAMMAD USMAN KHAN, FARHAN KHAN, TRISTATE EXPRESS NY INC., and EMPIRE TRANS NY INC., of **MEDICAL ASSISTANCE PROVIDER; PROHIBITED PRACTICES (KICKBACKS)** in violation of Social Services Law § 366-d(2)(b)(ii), (4), committed as follows:

That on or about and between, June 18, 2022 and March 30, 2023, in the County of Orange and elsewhere in the State of New York, Defendants, MUHAMMAD RIZWAN KHAN, MUHAMMAD USMAN KHAN, and FARHAN KHAN, individually and as high managerial agents acting within the scope of their employment with and in behalf of corporate Defendants TRISTATE EXPRESS NY INC. and EMPIRE TRANS NY INC., each acting in concert with each other and others known and unknown to the Grand Jury, each being a medical assistance provider, offered, agreed to give and gave payment and other consideration in any form to another person to the extent such payment and other consideration was given to purchase, lease and order any good,

facility, service or item for which payment was made under Title Eleven of Article Five of the Social Services Law and thereby obtained money or property having a value in excess of Seven Thousand Five Hundred Dollars (\$7,500), *to wit*: on said dates and locations, Defendants paid and caused others in Defendants' control to pay M.R., a Medicaid recipient whose full name is known to the Grand Jury, to order taxi services from TRISTATE EXPRESS NY INC. and EMPIRE TRANS NY INC., enrolled Medicaid providers, and, as a result, Defendants received in excess of Seven Thousand Five Hundred Dollars (\$7,500).

COUNT TWENTY-TWO

The Grand Jury of the County of Orange, State of New York, by this Indictment, accuses the Defendants MUHAMMAD RIZWAN KHAN, MUHAMMAD USMAN KHAN, FARHAN KHAN, and TRISTATE EXPRESS NY INC., of **MEDICAL ASSISTANCE PROVIDER; PROHIBITED PRACTICES (KICKBACKS)** in violation of Social Services Law § 366-d(2)(b)(ii), (4), committed as follows:

That on or about and between, May 20, 2021 and April 1, 2023, in the County of Orange and elsewhere in the State of New York, Defendants, MUHAMMAD RIZWAN KHAN, MUHAMMAD USMAN KHAN, and FARHAN KHAN, individually and as high managerial agents acting within the scope of their employment with and in behalf of corporate Defendant TRISTATE EXPRESS NY INC. each acting in concert with each other and others known and unknown to the Grand Jury, each being a medical assistance provider, offered, agreed to give and gave payment and other consideration in any form to another person to the extent such payment and other consideration was given to purchase, lease and order any good, facility, service or item for which payment was made under Title Eleven of Article Five of the Social Services Law and thereby obtained money or property having a value in excess of Seven Thousand Five Hundred

Dollars (\$7,500), *to wit*: on said dates and locations, Defendants paid and caused others in Defendants' control to pay D.S., a Medicaid recipient whose full name is known to the Grand Jury, to order taxi services from TRISTATE EXPRESS NY INC., an enrolled Medicaid provider, and, as a result, Defendants received in excess of Seven Thousand Five Hundred Dollars (\$7,500).

COUNT TWENTY-THREE

The Grand Jury of the County of Orange, State of New York, by this Indictment, accuses the Defendants MUHAMMAD RIZWAN KHAN, MUHAMMAD USMAN KHAN, FARHAN KHAN, TRISTATE EXPRESS NY INC., and MEDITRANS NY INC., of **MEDICAL ASSISTANCE PROVIDER; PROHIBITED PRACTICES (KICKBACKS)** in violation of Social Services Law § 366-d(2)(b)(ii), (4), committed as follows:

That on or about and between, June 3, 2022 and March 16, 2023, in the County of Orange and elsewhere in the State of New York, Defendants, MUHAMMAD RIZWAN KHAN, MUHAMMAD USMAN KHAN, and FARHAN KHAN, individually and as high managerial agents acting within the scope of their employment with and in behalf of corporate Defendants TRISTATE EXPRESS NY INC. and MEDITRANS NY INC., each acting in concert with each other and others known and unknown to the Grand Jury, each being a medical assistance provider, offered, agreed to give and gave payment and other consideration in any form to another person to the extent such payment and other consideration was given to purchase, lease and order any good, facility, service or item for which payment was made under Title Eleven of Article Five of the Social Services Law and thereby obtained money or property having a value in excess of Seven Thousand Five Hundred Dollars (\$7,500), *to wit*: on said dates and locations, Defendants paid and caused others in Defendants' control to pay S.M., a Medicaid recipient whose full name is known to the Grand Jury, to order taxi services from TRISTATE EXPRESS NY INC. and MEDITRANS

NY INC., enrolled Medicaid providers, and, as a result, Defendants received in excess of Seven Thousand Five Hundred Dollars (\$7,500).

COUNT TWENTY-FOUR

The Grand Jury of the County of Orange, State of New York, by this Indictment, accuses the Defendants MUHAMMAD RIZWAN KHAN, MUHAMMAD USMAN KHAN, FARHAN KHAN, TRISTATE EXPRESS NY INC., MEDITRANS NY INC., and EMPIRE TRANS NY INC., of **MEDICAL ASSISTANCE PROVIDER; PROHIBITED PRACTICES (KICKBACKS)** in violation of Social Services Law § 366-d(2)(b)(ii), (4), committed as follows:

That on or about and between, July 25, 2020 and March 20, 2023, in the County of Orange and elsewhere in the State of New York, Defendants, MUHAMMAD RIZWAN KHAN, MUHAMMAD USMAN KHAN, and FARHAN KHAN, individually and as high managerial agents acting within the scope of their employment with and in behalf of corporate Defendants TRISTATE EXPRESS NY INC., MEDITRANS NY INC. and EMPIRE TRANS NY INC. each acting in concert with each other and others known and unknown to the Grand Jury, each being a medical assistance provider, offered, agreed to give and gave payment and other consideration in any form to another person to the extent such payment and other consideration was given to purchase, lease and order any good, facility, service or item for which payment was made under Title Eleven of Article Five of the Social Services Law and thereby obtained money or property having a value in excess of Seven Thousand Five Hundred Dollars (\$7,500), *to wit*: on said dates and locations, Defendants paid and caused others in Defendants' control to pay K.M., a Medicaid recipient whose full name is known to the Grand Jury, to order taxi services from TRISTATE EXPRESS NY INC., MEDITRANS NY INC. and EMPIRE TRANS NY INC., enrolled Medicaid

providers, and, as a result, Defendants received in excess of Seven Thousand Five Hundred Dollars (\$7,500).

COUNT TWENTY-FIVE

The Grand Jury of the County of Orange, State of New York, by this Indictment, accuses the Defendants MUHAMMAD RIZWAN KHAN, MUHAMMAD USMAN KHAN, FARHAN KHAN, and TRISTATE EXPRESS NY INC., of **MEDICAL ASSISTANCE PROVIDER; PROHIBITED PRACTICES (KICKBACKS)** in violation of Social Services Law § 366-d(2)(b)(ii), (4), committed as follows:

That on or about and between, May 18, 2021 and April 1, 2023, in the County of Orange and elsewhere in the State of New York, Defendants, MUHAMMAD RIZWAN KHAN, MUHAMMAD USMAN KHAN, and FARHAN KHAN, individually and as high managerial agents acting within the scope of their employment with and in behalf of corporate Defendant TRISTATE EXPRESS NY INC. each acting in concert with each other and others known and unknown to the Grand Jury, each being a medical assistance provider, offered, agreed to give and gave payment and other consideration in any form to another person to the extent such payment and other consideration was given to purchase, lease and order any good, facility, service or item for which payment was made under Title Eleven of Article Five of the Social Services Law and thereby obtained money or property having a value in excess of Seven Thousand Five Hundred Dollars (\$7,500), *to wit:* on said dates and locations, Defendants paid and caused others in Defendants' control to pay M.O., a Medicaid recipient whose full name is known to the Grand Jury, to order taxi services from TRISTATE EXPRESS NY INC., an enrolled Medicaid provider, and, as a result, Defendants received in excess of Seven Thousand Five Hundred Dollars (\$7,500).