

**From:** Joe Birkenstock  
**To:** Christal Dennis  
**Cc:** Jeff Jordan  
**Subject:** Follow up submission of affidavits for P-MUR 596  
**Date:** Thursday, October 13, 2016 7:36:41 PM  
**Attachments:** [Dale Redman Affidavit.pdf](#)  
[Jeffrey Jeter Affidavit.pdf](#)  
[Scott Ginn Affidavit.pdf](#)  
[Scott Levy Affidavit.pdf](#)  
[Travis Miglicco Affidavit.pdf](#)  
[Amedisys PAC Check #1130.pdf](#)

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signed by  
Christal  
Dennis  
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Dear Ms. Dennis and Mr. Jordan:

Attached please find signed & sworn affidavits from five witnesses relevant to the issues involved in P-MUR 596. As I previously mentioned, Bill Borne – who founded Amedisys Inc. and who was also its CEO for the time period during which the embezzlement and the related reporting violations involved in this matter took place – tragically lost his life in the catastrophic flooding that hit Baton Rouge in August. Consequently, we have attached an affidavit from Scott Levy, the current Treasurer of Amedisys PAC, attesting to his conversations with Mr. Borne about the PAC's operations in general during Mr. Borne's tenure and about the November 18, 2013 disbursement from the PAC to Evergreen Incentives, LLC, in particular. An additional, enlarged copy of that check is included here as an attachment to Mr. Levy's affidavit.

This completes the preliminary submission I filed on behalf of Amedisys and its PAC at the end of August, so please feel free to call or email at your convenience to discuss next steps.

Similarly, please note that the former Amedisys VP of Tax who filed the PAC's FEC reports, Michael Pitts, was sentenced yesterday to four years in federal prison for his conviction for wire fraud, and ordered "to pay total restitution of \$7,861,679 to Amedisys, Inc., its insurer (Ace Westchester Chubb) and Amedisys Political Action Committee." More information about that conviction and Mr. Pitts' sentencing is available here: <https://www.justice.gov/usao-mdla/pr/former-vice-president-health-care-company-sentenced-prison-fraud-scheme-worth-over-75>.

These documents and the details of Mr. Pitts' conviction and sentencing are also relevant to MUR 7132, so please let me know if we need to submit any of this information separately in connection with that matter.

Sincerely,  
Joseph M. Birkenstock

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Joseph M. Birkenstock  
Sandler Reiff Lamb Rosenstein & Birkenstock, P.C.  
1025 Vermont Avenue, NW, Suite 300  
Washington, DC 20005  
202.479.1111  
\*also admitted to practice in CA

**Sua Sponte Submission of Amedisys, Inc.  
To the Federal Election Commission**

**AFFIDAVIT**

I, Dale Redman, being first duly sworn, hereby depose and affirm as follows:

1. My full legal name is Dale Edward Redman, and I served in various capacities in financial management for Amedisys, Inc. In February 2007, I was hired as the Chief Financial Officer; as of January 1, 2012 my title and role changed to Executive VP of Finance. I initially retired from the company in February of 2012 but returned as Interim CFO from March 2014 and retired again in April 2015.
2. I also was the Treasurer of Amedisys PAC, starting from the PAC's formation in 2007, continuing through both my first retirement from the company in 2012 and past my final retirement in 2015. Upon my retirements in February of 2012 and April of 2015, I informed the Company and the Corporate Secretary that I was also resigning from all corporate officer positions related to Amedisys, but was apparently never replaced as Treasurer of the Amedisys PAC. However, from February of 2012 until March of 2014 and subsequent to April of 2015, I had no communication or interaction with or related to the Amedisys PAC.
3. I understood that role to be largely a leadership position, in which I helped make decisions about the PAC's contributions and overall operations.
4. One of those collective decisions I participated in was to delegate the compliance and accounting responsibilities for the PAC to Michael Pitts with the assistance of Amedisys' Chief Compliance Officer, Jeff Jeter. Mr. Jeter helped ensure that the PAC operated in compliance with all applicable laws and regulations.
5. While I was available to Mr. Pitts and Mr. Jeter in the course of compiling & filing the PAC's reports or in carrying out the PAC's financial operations, they never involved me in those processes.
6. Throughout my tenure at the company, I was unaware of any disclosure reports that were not filed in a timely and accurate fashion.  
  
In June of 2016, I was informed that Mr. Pitts evidently stole nearly \$80,000 from the PAC, and caused the violation of several campaign finance laws in the process.
7. I did not personally receive the FEC's notices about erroneous or late reports until interviewed by Amedisys counsel in June of 2016 in connection with their investigation.
8. Neither process involved in my departures from Amedisys (in February of 2012 nor in April of 2015) included any mention of the PAC or of transitioning someone else in to take over as Treasurer.



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To the Federal Election Commission**

STATE OF LOUISIANA

PARISH OF EAST BATON ROUGE

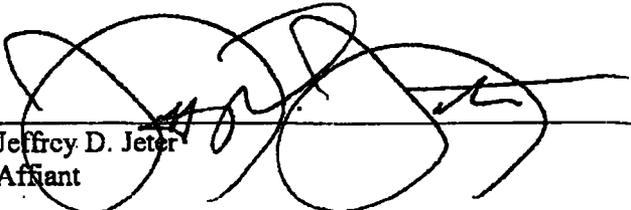
**AFFIDAVIT**

I, Jeffrey Jeter, being first duly sworn, hereby depose and affirm as follows:

1. My full legal name is Jeffrey DeWitt Jeter, and from 2001 through July 2016 I worked in the legal and compliance operations of Amedisys, Inc., where I served as Chief Compliance Officer.
2. In that capacity I helped address and oversee the legal and compliance functions for Amedisys PAC, starting from the PAC's formation in 2007 through 2015.
3. Generally stated that role involved advising company leadership about the permissibility of proposed PAC contributions to various federal, state, and local candidates and committees, and responding to questions from company personnel about the what the PAC is, how it works, and how it makes decisions about which candidates or committees to support.
4. Likewise in that capacity I participated in the company's decision to delegate the reporting and accounting responsibilities for the PAC to Michael Pitts. The meeting described in the attached document titled, "Meeting Notes," dated October 1, 2010, did not reflect any change in tasking for the PAC's reporting compliance and accounting, but instead confirmed the pre-existing determination to have Mr. Pitts carry out those functions.
5. Up until late 2014 that delegation to Mr. Pitts appeared to be a wise decision. To my knowledge up to that point, Mr. Pitts filed all needed disclosure reports in a timely and accurate fashion, and helped ensure that the PAC operated in compliance with all applicable laws and regulations.

6. Consequently I was very disappointed to learn that Mr. Pitts evidently stole nearly \$80,000 from the PAC, and caused the violation of several campaign finance laws in the process.
7. I was not informed at the time of, and did not approve the PAC's \$79,640 disbursement to Evergreen Incentives, LLC, on November 18, 2013.

Further the affiant sayeth not.



Jeffrey D. Jeter  
Affiant

**SWORN TO AND SUBSCRIBED** before me, Notary Public in and for the Parish of East Baton Rouge, State of Louisiana, on this 26th day of August, 2016, in Baton Rouge, Louisiana.

  
Notary Public  
# 5827  
My commission expires: \_\_\_\_\_

Linda C. Mable  
Notary Public  
Parish of East Baton Rouge  
State of Louisiana  
My Commission Is for Life  
Notary ID No.5827

**Sua Sponte Submission of Amedisys, Inc.  
To the Federal Election Commission**

**AFFIDAVIT**

I, Scott Ginn, being first duly sworn, hereby depose and affirm as follows:

1. My full legal name is Scott Gerald Ginn, and from 2007 to the present I have worked in the finance operations of Amedisys, Inc., where I currently serve as Senior VP for Accounting & Finance.
2. I also served as Assistant Treasurer of Amedisys PAC, starting from the PAC's formation in 2007 through 2015.
3. I understood that role to be fundamentally a leadership position, in which I helped make decisions about the PAC's contributions and overall operations.
4. One of those collective decisions in which I participated was to delegate the compliance and accounting responsibilities for the PAC to Michael Pitts. The meeting described in the attached document titled, "Meeting Notes," dated October 1, 2010, did not reflect any change in tasking for the PAC's reporting compliance and accounting, but instead confirmed the pre-existing determination to have Mr. Pitts carry out those functions.
5. Similarly, while the attached memo to file from Mr. Pitts dated August 18, 2007 suggests he expected to have me print out and review the PAC's reports prior to filing, I do not recall ever being asked to do so by Mr. Pitts or anyone else.
6. Up until late 2014 the delegation of these functions to Mr. Pitts appeared to be a wise decision. To my knowledge up to that point, Mr. Pitts filed all needed disclosure reports in a timely and accurate fashion, and with assistance from Amedisys' Chief Compliance Officer, Jeff Jeter, he helped ensure that the PAC operated in compliance with all applicable laws and regulations.
7. Consequently I was very disappointed to learn that Mr. Pitts evidently stole nearly \$80,000 from the PAC, and caused the violation of several campaign finance laws in the process.
8. I did not personally receive the FEC's notices about erroneous or late reports until interviewed by Amedisys counsel in connection with their investigation.



**Sua Sponte Submission of Amedisys, Inc.  
To the Federal Election Commission**

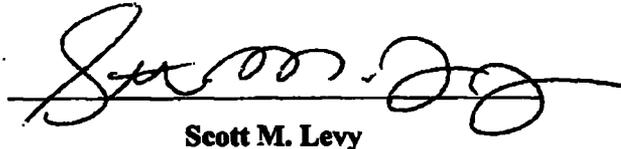
**AFFIDAVIT**

I, Scott Levy, being first duly sworn, hereby depose and affirm as follows:

1. My full legal name is Scott Michael Levy, and I currently serve as Director of Government Affairs for Amedisys, Inc., and as Treasurer of Amedisys PAC.
2. Prior to his tragic death in the flooding that recently hit Baton Rouge, Louisiana, I, along with Amedisys' outside counsel investigating this matter, personally interviewed William Francis Borne about the events surrounding the PAC's November 18, 2013 disbursement to Evergreen Incentives, LLC.
3. In that interview, Mr. Borne confirmed the following recollections and understandings he had of the operation of Amedisys PAC and of Michael Pitts' role in it to me and to other Amedisys personnel.
4. Mr. Borne founded Amedisys Inc. in 1982 and served as its Chief Executive Officer until February 2014.
5. In that capacity, he was involved in setting up a corporate PAC for Amedisys around the middle of 2007, which was called Amedisys PAC or "AmedPAC."
6. From the outset, the company established Dale Redman as the treasurer for Amedisys PAC, in light of his supervisory role as Chief Financial Officer over the company's overall financial operations.
7. The company also put its Chief Compliance Officer, Jeffrey Jeter, in charge of the PAC's legal compliance.
8. Finally, consistent with his role in helping prepare and file the company's tax returns, the company put its Vice President of Tax, Michael Pitts, in charge of the accounting and FEC reporting functions associated with the PAC.
9. Each of these roles was assigned based on the company's collective best judgment about how to make the PAC effective and ensure its compliance with all legal requirements.

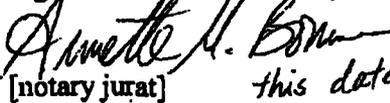
10. Mr. Borne's understanding throughout his tenure at Amedisys was that the company would operate the PAC in full compliance with all legal requirements, with specific responsibilities assigned to appropriate personnel as detailed above.
11. Mr. Borne described his own role with the PAC as being focused on helping determine the PAC's contributions to candidates and party committees; but the PAC was just one of literally hundreds if not thousands of programs & initiatives Amedisys carried out under his leadership during his tenure as CEO, so the amount of time & energy he could devote to the details of operating the PAC was very limited.
12. Consequently, he and the company as a whole relied on the company's staff to carry out the nuts and bolts of the all of the PAC's operations - including the execution of the PAC's contributions as well as its solicitation of contributions from the company's PAC-eligible personnel and all other aspects of the PAC's reporting and compliance processes.
13. He explicitly confirmed that he did not sign and did not authorize the check from the PAC bank account payable to Evergreen Incentives, Inc., dated November 18, 2013, copy attached hereto. He explained that he did not even know about this transaction until he was informed about it in connection with the company's internal investigation.

Further the affiant sayeth not.



Scott M. Levy

Signed & sworn before me,

  
[notary jurat]

Annette M. Bowman  
this date: October 12, 2016

My commission expires  
July 31<sup>st</sup> 2018

**Sua Sponte Submission of Amedisys, Inc.  
To the Federal Election Commission**

**AFFIDAVIT**

I, Travis Miglicco, being first duly sworn, hereby depose and affirm as follows:

1. My full legal name is Travis Joseph Miglicco, and from July 2014 to the present I have worked for Amedisys, Inc. as VP for Tax.
2. I took over this role from Michael Pitts, who was leaving the company. Consequently I took over the PAC's reporting and accounting functions from Mr. Pitts as part of his departure.
3. Several months after starting work with Amedisys, I discovered an extensive, years-long fraud that Mr. Pitts had been perpetrating against the company, and immediately reported it to company management.
4. Very late in 2015, working with other Amedisys executives and outside counsel, I learned that Mr. Pitts had likewise embezzled almost \$80,000 from Amedisys PAC.
5. Not surprisingly, the PAC records I received from Mr. Pitts upon taking over the PAC's accounting and reporting functions contained no information about the check paid to "Evergreen Incentives."
6. It is my understanding that the Treasurer, the Assistant Treasurer, and a paralegal in the legal department, now have direct and unfiltered access to the PAC's bank records.
7. Similarly the company is now transferring withheld payroll deduction contributions for the PAC at least monthly, and we can arrange to transfer contributions within ten days to the extent the PAC receives payroll deduction contributions that exceed \$50.00 each.

Further the affiant sayeth not

Signed & sworn before me,

*Ann E. Wall*

[notary jurat]

SWORN TO AND SUBSCRIBED BEFORE ME  
THIS 31<sup>st</sup> DAY OF August, 2016  
*Ann E. Wall*  
Ann E. Wall, Notary Public  
LA Bar Roll #20633  
Commission Expires for Life

