

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF:BUCKS

Magisterial District Number: 07-2-05
MDJ: Hon. LISA J GAIER
Address: 281 CALIFORNIA ROAD,
QUAKERTOWN, PA 18951

Telephone: (215)536-9650



POLICE CRIMINAL COMPLAINT
COMMONWEALTH OF PENNSYLVANIA

VS.

DEFENDANT:

(NAME and ADDRESS):

GREGORY

S

GRABON

First Name

Middle Name

Last Name

316 Broad Street, Apt. 1, Quakertown, PA 18951

20 SEP 28 AM 9:17
DISTRICT COURT
07-2-05

NCIC Extradition Code Type

- ☒ 1-Felony Full ☐ 5-Felony Pending Extradition ☐ C-Misdemeanor Surrounding States
☐ 2-Felony Limited ☐ 6-Felony Pending Extradition Determ. ☐ D-Misdemeanor No Extradition
☐ 3-Felony Surrounding States ☒ A-Misdemeanor Full ☐ E-Misdemeanor Pending Extradition
☐ 4-Felony No Extradition ☐ B-Misdemeanor Limited ☐ F-Misdemeanor Pending Extradition

DEFENDANT IDENTIFICATION INFORMATION

Docket Number CR-385-10	Date Filed 9/12/10	OTN/LiveScan Number U917961-2	Complaint/Incident Number IFS 20190287	Request Lab Services? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
GENDER <input checked="" type="checkbox"/> Male <input type="checkbox"/> Female	DOB 06/04/1977	POB	Add'l DOB / /	Co-Defendant(s) <input type="checkbox"/>
First Name		Middle Name	Last Name	Gen.
AKA				
RACE <input checked="" type="checkbox"/> White <input type="checkbox"/> Asian <input type="checkbox"/> Black <input type="checkbox"/> Native American <input type="checkbox"/> Unknown	ETHNICITY <input type="checkbox"/> Hispanic <input checked="" type="checkbox"/> Non-Hispanic <input type="checkbox"/> Unknown			
Hair Color <input type="checkbox"/> GRY (Gray) <input type="checkbox"/> BLK (Black) <input type="checkbox"/> BLN (Blonde / Strawberry)	<input type="checkbox"/> RED (Red/Aubn.) <input type="checkbox"/> ONG (Orange)	<input type="checkbox"/> SDY (Sandy) <input type="checkbox"/> WHI (White)	<input type="checkbox"/> BLU (Blue) <input type="checkbox"/> XXX (Unk./Bald) <input type="checkbox"/> GRN (Green)	<input type="checkbox"/> PLE (Purple) <input checked="" type="checkbox"/> BRO (Brown) <input type="checkbox"/> PNK (Pink)
Eye Color <input type="checkbox"/> BLK (Black) <input type="checkbox"/> HAZ (Hazel)	<input type="checkbox"/> BLU (Blue) <input type="checkbox"/> MAR (Maroon)	<input checked="" type="checkbox"/> BRO (Brown) <input type="checkbox"/> PNK (Pink)	<input type="checkbox"/> GRN (Green) <input type="checkbox"/> MUL (Multicolored)	<input type="checkbox"/> GRY (Gray) <input type="checkbox"/> XXX (Unknown)

DNA <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	DNA Location	WEIGHT (lbs.) 200
FBI Number	MNU Number	FT. HEIGHT In. 5 8
Defendant Fingerprinted <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	Fingerprint Classification:	

DEFENDANT VEHICLE INFORMATION

Plate #	State	Haz mat <input type="checkbox"/>	Registration Sticker (MM/YY) /	Comm'l Veh. Ind. <input type="checkbox"/>	School Veh. <input type="checkbox"/>	Oth. NCIC Veh. Code	Reg. same as Def. <input type="checkbox"/>
VIN	Year	Make	Model	Style	Color		

Office of the attorney for the Commonwealth ☐ Approved ☐ Disapproved because:

(The attorney for the Commonwealth may require that the complaint, arrest warrant affidavit, or both be approved by the attorney for the Commonwealth prior to filing. See Pa.R.Crim.P. 507).

SDAG M. ERIC SCHOENBERG

(Name of the attorney for the Commonwealth)

(Signature of the attorney for the Commonwealth)

9/11/20

(Date)

I, **MICHAEL T. VENANGO**

(Name of the Affiant)

BADGE 567

(PSP/MPPOETC -Assigned Affiant ID Number & Badge #)

of **Pennsylvania Office of Attorney General**

(Identify Department or Agency Represented and Political Subdivision)

PA0222400

(Police Agency ORI Number)

do hereby state: (check appropriate box)

1. ☒ I accuse the above named defendant who lives at the address set forth above
☐ I accuse the defendant whose name is unknown to me but who is described as

☐ I accuse the defendant whose name and popular designation or nickname are unknown to me and whom I have therefore designated as John Doe or Jane Doe

with violating the penal laws of the Commonwealth of Pennsylvania at [415] **316 Broad Street, Quakertown, Pa**
18951, Quakertown Borough (Subdivision Code) (Place-Political Subdivision)

in BUCKS County

[9]

(County Code)

on or about **BETWEEN 8/16/16 AND 2/29/20**



POLICE CRIMINAL COMPLAINT

Docket Number: <i>CH-385-20</i>	Date Filed: <i>9/18/20</i>	OTN/LiveScan Number <i>U919961-2</i>	Complaint/Incident Number IFS 20190287
Defendant Name:	First: GREGORY	Middle: STEVEN	Last: GRABON

The acts committed by the accused are described below with each Act of Assembly or statute allegedly violated, if appropriate. When there is more than one offense, each offense should be numbered chronologically.

(Set forth a brief summary of the facts sufficient to advise the defendant of the nature of the offense(s) charged. A citation to the statute(s) allegedly violated, without more, is not sufficient. In a summary case, you must cite the specific section(s) and subsection(s) of the statute(s) or ordinance(s) allegedly violated. The age of the victim at the time of the offense may be included if known. In addition, social security numbers and financial information (e.g. PINs) should not be listed. If the identity of an account must be established, list only the last four digits. 204 PA.Code §§ 213.1 – 213.7.)

Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
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<input checked="" type="checkbox"/>	1	780-113	(a)(12)	of the	35	25	F		
Lead?	Offense #	Section	Subsection		PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code
PennDOT Data (if applicable)		Accident Number _____		<input type="checkbox"/> Interstate		<input type="checkbox"/> Safety Zone		<input type="checkbox"/> Work Zone	

Statute Description (include the name of statute or ordinance): **CONTROLLED SUBSTANCES ACT**

Acts of the accused associated with this Offense: The defendant did acquire or obtain possession of a controlled substance by misrepresentation, fraud, forgery, deception or subterfuge, to wit: defendant, in order to obtain for himself a controlled substance (Zolpidem Tartrate) that he was not entitled to acquire or obtain, did write a prescription for that controlled substance using a forged prescription pad and / or by writing a prescription in which he fraudulently identified another person as a patient for whom that controlled substance had been prescribed.

Inchoate Offense	<input checked="" type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
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<input type="checkbox"/>	2	3922	(a) 1	of the	18	1	F1		
Lead?	Offense #	Section	Subsection		PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code
PennDOT Data (if applicable)		Accident Number _____		<input type="checkbox"/> Interstate		<input type="checkbox"/> Safety Zone		<input type="checkbox"/> Work Zone	

Statute Description (include the name of statute or ordinance): **CRIMINAL ATTEMPT / THEFT BY DECEPTION**

Acts of the accused associated with this Offense: The defendant did, with the intent to commit Theft by Deception, 18 Pa.C.S.A. §3922(a), commit an act which constituted a substantial step toward the commission of said crime, to wit: In connection with an insurance claim for disability benefits from New York Life Insurance Company, the defendant made at least one false statement, or did take a substantial step towards creating or reinforcing a false impression, or did take a substantial step to preventing New York Life from acquiring information that would affect its judgment of a transaction, or did fail to correct a false impression which defendant previously created or reinforced and he did so in an effort to obtain in excess of \$500,000.00 in insurance benefits to which he was not entitled.

Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
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<input type="checkbox"/>	3	4101	(a) 2	of the	18	3	M1		
Lead?	Offense #	Section	Subsection		PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code
PennDOT Data (if applicable)		Accident Number _____		<input type="checkbox"/> Interstate		<input type="checkbox"/> Safety Zone		<input type="checkbox"/> Work Zone	

Statute Description (include the name of statute or ordinance): **FORGERY**

Acts of the accused associated with this Offense: The defendant, with the intent to defraud or with knowledge that he was facilitating a fraud, did: alter the writing of another without his authority; or did make, complete, execute, authenticate, issue or transfer a writing so that it purported to be the act of another who did not authorize that act; or did utter a writing knowing it to be forged in the manner specified above, to wit: defendant, in support of his claim for insurance benefits to which he was not entitled, did knowingly present to New York Life Insurance Company forms which were purportedly filled out by another person but which, in fact, were not and / or defendant, with the intent to obtain a controlled substance that he was not entitled to obtain possess, did present to a pharmacy a prescription on what purported to be a prescription pad for a legitimate medical provider but which, in fact, was not.



POLICE CRIMINAL COMPLAINT

Docket Number: <i>CR-185-20</i>	Date Filed: <i>9/18/20</i>	OTN/LiveScan Number	Complaint/Incident Number IFS 20190287
Defendant Name:	First: GREGORY	Middle: STEVEN	Last: GRABON

Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
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<input type="checkbox"/>	4	4117	(a)(2)	of the	18	1	F3		
Lead?	Offense#	Section	Subsection	PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code	
PennDOT Data (if applicable)	Accident Number			<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone			

Statute Description (include the name of statute or ordinance): **INSURANCE FRAUD**

Acts of the accused associated with this Offense: The defendant did, knowingly and with the intent to defraud an insurer, present or cause to be presented to an insurer a statement forming a part of, or in support of, a claim which contained false, incomplete or misleading information concerning a fact or thing material to the claim, to wit: in connection with an insurance claim for disability benefits from New York Life Insurance Company, the defendant made at least one materially false, incomplete, or misleading statement in an effort to obtain insurance benefits to which he was not entitled.

Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
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<input type="checkbox"/>	5	4120	(a)	of the	18	26	M1		
Lead?	Offense#	Section	Subsection	PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code	
PennDOT Data (if applicable)	Accident Number			<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone			

Statute Description (include the name of statute or ordinance): **IDENTITY THEFT**

Acts of the accused associated with this Offense: The defendant possessed or used identifying information of another person without the consent of that other person in order to further an unlawful purpose, to wit: defendant used the name and / or other identifying information of another person, without that person's consent, in an attempt to defraud New York Life Insurance Company or in an attempt to obtain a controlled substance (Zolpidem Tartrate) to which he was not entitled.

Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
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<input type="checkbox"/>				of the					
Lead?	Offense#	Section	Subsection	PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code	
PennDOT Data (if applicable)	Accident Number			<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone			

Statute Description (include the name of statute or ordinance):

Acts of the accused associated with this Offense:



POLICE CRIMINAL COMPLAINT

Docket Number: <u>CR-985-20</u>	Date Filed: <u>9/28/20</u>	OTN/LiveScan Number <u>U917961-2</u>	Complaint/Incident Number IFS 20190287
Defendant Name:	First: GREGORY	Middle: STEVEN	Last: GRABON

2. I ask that a warrant of arrest or a summons be issued and that the defendant be required to answer the charges I have made.
3. I verify that the facts set forth in this complaint are true and correct to the best of my knowledge or information and belief. This verification is made subject to the penalties of Section 4904 of the Crimes Code (18 Pa.C.S. § 4904) relating to unsworn falsification to authorities.
4. This complaint consists of the preceding page(s) numbered 1 through 4.
5. I certify that this filing complies with the provisions of the *Case Records Public Access Policy of the Unified Judicial System of Pennsylvania* that require filing confidential information and documents differently that non-confidential information and documents.

The acts committed by the accused, as listed and hereafter, were against the peace and dignity of the Commonwealth of Pennsylvania and were contrary to the Act(s) of the Assembly, or in violation of the statutes cited.

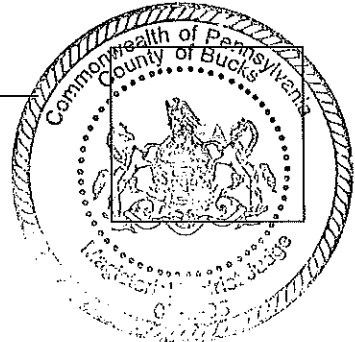
(Before a warrant of arrest can be issued, an affidavit of probable cause must be completed, sworn to before the issuing authority, and attached.) 09/28/2020

SATV
(Signature of Affiant)

(Date) (Year)
AND NOW, on this date 09/28/2020 I certify that the complaint has been properly completed and verified.
An affidavit of probable cause must be completed before a warrant can be issued.

[Signature]
(Issuing Authority)

07-2-05
(Magisterial District Court Number)





POLICE CRIMINAL COMPLAINT

Docket Number: <i>CR-385-20</i>	Date Filed: <i>9/28/20</i>	OTN/LiveScan Number <i>U917961-2</i>	Complaint/Incident Number IFS 20190287
Defendant Name:	First: GREGORY	Middle: STEVEN	Last: GRABON

AFFIDAVIT of PROBABLE CAUSE

I, MICHAEL T. VENANGO, BEING DULY SWORN ACCORDING TO THE LAW, DEPOSE AND SAY THAT THE FACTS SET FORTH IN THE FOREGOING AFFIDAVIT ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE, INFORMATION AND BELIEF.

I CERTIFY THAT THIS FILING COMPLIES WITH THE PROVISIONS OF THE CASE RECORDS PUBLIC ACCESS POLICY OF THE UNIFIED JUDICIAL SYSTEM OF PENNSYLVANIA THAT REQUIRE FILING CONFIDENTIAL INFORMATION AND DOCUMENTS DIFFERENTLY THAN NON-CONFIDENTIAL INFORMATION AND DOCUMENTS.

SA M.T. Venango

(Signature of Affiant)

Sworn to me and subscribed before me this *28TH* day of

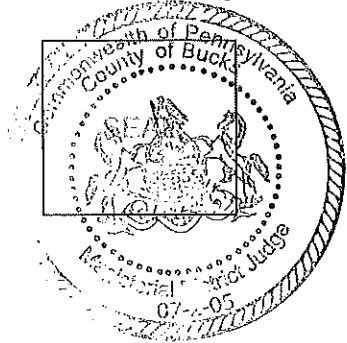
September *2020*

Date

[Signature]

, Magisterial District Judge

My commission expires first Monday of January, *2024*





POLICE CRIMINAL COMPLAINT

Docket Number: <i>CR-385-20</i>	Date Filed: <i>9/28/20</i>	OTN/LiveScan Number <i>U917961-2</i>	Complaint/Incident Number IFS 20190287
Defendant Name:	First: Gregory	Middle: Steven	Last: Grabon

AFFIDAVIT of PROBABLE CAUSE

- A) Your Co-Affiants are: Brian Rimple, a County Detective with the Bucks County District Attorney's Office, currently assigned to the Drug Strike Force; Ryan Hawke, an officer with the Quakertown Borough Police Department; and Michael T. Venango, a Special Agent with the Pennsylvania Office of Attorney General, Bureau of Criminal Investigation, Insurance Fraud Section. Detective Rimple has over 29 years of law enforcement/criminal investigation experience. Officer Hawke has six years of law enforcement experience. Agent Venango has over 18 years of such experience. Each Co-Affiant has participated in hundreds of investigations of, and arrests for, violations of the Pennsylvania Crimes Code and / or the Controlled Substances Act and, being duly sworn according to law, depose and say the following:
- B) The facts set forth in this affidavit are based upon your Co-Affiants' review of pertinent documents and interviews of witnesses as summarized below. In summary, Detective Rimple was assigned to investigate allegations that Dr. Gregory S. Grabon, 316 W. Broad Street, Apartment 1, Quakertown, PA, with a former residence of 165 California Road, #782, Quakertown, PA, (Pennsylvania medical license MD451838), had been in possession of both blank and completed prescription forms that were specifically for prescriptions to be written by medical providers employed by particular health care facilities, even though Dr. Grabon was not employed by those facilities. Agent Venango was assigned to investigate allegations, made in a referral submitted by New York Life Insurance Company to the Office of Attorney General alleging that, in support of a disability claim under his disability insurance policy, Dr. Grabon submitted a forged Medical Provider's Statement, which falsely indicated that another doctor had examined and treated Grabon, confirmed his disability, completed the form, and signed it. As described below in greater detail, both Detective Rimple and Agent Venango confirmed, through their respective investigations, that the allegations giving rise to each investigation were well-founded. As part of their respective investigations, each Co-Affiant also determined that Grabon, using fraudulent prescriptions, had written numerous prescriptions for controlled substances both in his own name and in the names of various family members, that he obtained the controlled substances for his own use, and that there was no medical basis for him to do so.
- C) On November 4, 2019, Co-Affiant Officer Ryan Hawke of the Quakertown Borough Police Department contacted Co-Affiant Rimple in reference to Dr. Gregory S. Grabon. Officer Hawke explained to Rimple that he had arrested Dr. Grabon on November 3, 2019, on an outstanding warrant and, while searching him, found both blank and filled-out prescription forms. Officer Hawke provided copies of these forms to Co-Affiant Rimple.
- i) The prescription forms that Officer Hawke provided to Detective Rimple were as follows:

9 blank prescriptions forms for prescriptions to be written by Dr. Gregory Grabon of Rehabilitation Associates of the Main Line with a listed address of 414 Paoli Pike, Malvern, PA 19355;

4 blank prescription forms for prescriptions to be written by Dr. Gregory Grabon with a listed address of 810 Ostrum Street, Bethlehem;

1 completed prescription form, dated 1-10-17, for a prescription written by Dr. Gregory Grabon, 810 Ostrum Street, for Gregory Grabon as the patient, prescribing 30 Zolpidem;

1 completed prescription form for a prescription written by Dr. Gregory Grabon, 810 Ostrum Street, for Gregory Grabon as the patient, prescribing Alfuzosin;

1 completed prescription form, written in 2008, for a prescription written by Dr. Sidney Fein, MD, of New York for Gregory Grabon as the patient, prescribing 30 Ambien.

Based on his experience, Co-Affiant Rimple is aware that Zolpidem is a sedative used to treat insomnia, is sold under the brand name Ambien, and is a Schedule IV Controlled Substance.

ii) Through an internet search, Co-Affiant Rimple observed that the address of 810 Ostrum Street, Bethlehem, PA, which was listed on some of the prescription forms in Dr. Grabon's possession, was located on the campus of St. Luke's University Health Network, and is the specific location of St. Luke's Hospital - Priscilla Payne Hurd Education Center. However, a specific search for the St. Luke's Hospital indicates that its listed address is 801 Ostrum Street and a search for 810 Ostrum Street indicates that that is not the listed address for any particular office or entity.

D) On November 25, 2019, Co-Affiant Rimple sent an email to Kenneth Vail, Network Director for St. Luke's, asking if the prescription forms were missing or if St. Luke's had an issue with the Dr. Grabon writing controlled substances for himself. Vail forwarded the email to Steve Lanshe, Associate General Counsel of St. Luke's, who responded to Detective Rimple the next day. Lanshe confirmed that Dr. Grabon was not and had never been employed by St. Luke's. He also pointed out that the address used for the hospital was 801 Ostrum Street, not 810 Ostrum Street, as was printed on the forms in Dr. Grabon's possession.

E) On December 3, 2019, Co-Affiant Rimple spoke with Pat Soares, the office manager of Rehabilitation Associates of the Main Line. Soares confirmed that Dr. Grabon had worked there, but noted that his employment ended as of April 10, 2015. Co-Affiant Rimple showed Soares a copy of the blank Rehabilitation Associates prescription form that Officer Hawke found on Dr. Grabon and Soares stated that that it looked like one of their old forms. She further indicated that there was no reason that Dr. Grabon should have one of those forms explaining that, even when those forms were being used, they were kept in a locked cabinet and handed out to doctors in the

practice only as needed and, further, that once that particular form was no longer being used, all of the blanks were supposed to have been destroyed.

- F) On December 4, 2019, co-Affiant Rimple received a copy of Dr. Grabon's Drug Enforcement Administration's (DEA) paperwork from DEA Diversion Investigator Alex Stross. According to that paperwork, Dr. Grabon's DEA registration had expired on September 30, 2019. That paperwork also showed that, in registering with the DEA, Dr. Grabon had indicated that his address was 801 Ostrum Street, Bethlehem, PA; as previously noted by Co-Affiant Rimple, that is the address for St. Luke's Hospital, but, as confirmed by general counsel for the hospital, Dr. Grabon never worked there.
- G) Your Co-Affiants are aware that the Pennsylvania Department of Health operates and maintains the Pennsylvania Prescription Drug Monitoring Program (PDMP), which is a database of information related to all prescriptions filled in Pennsylvania for controlled substances; the primary purpose of the database is to help prevent prescription drug abuse and protect the health and safety of Pennsylvanians. With respect to any prescription in the database, the PDMP provides the prescribing practitioner's identity and practice address, the dates the prescription was written and filled, the name of the medication and the amount dispensed, the identity of the patient to whom the prescription was written, and pharmacy where the prescription was filled. During the course of their respective investigations, each Co-Affiant initiated a search of the PDMP for information related to his investigation.
- H) On December 5, 2019, Co-Affiant Rimple applied for and received a court order from Judge Jeffrey Finley of the Bucks County Court of Common Pleas authorizing a search in the PDMP database for Schedule III through V Controlled Substances prescribed under Dr. Grabon's DEA number.
- a. After obtaining the above-referenced court order authorizing such a search, Co-Affiant Rimple initiated a search of the PDMP for a list of prescriptions written by Dr. Grabon. The resulting report showed that, between August 16, 2016, and October 26, 2019, Dr. Grabon wrote the following Schedule IV controlled substance prescriptions in the names of the following people identified as the patients.

Thais Defalco	22 prescriptions for Zolpidem and 2 for Lorazepam
Timothy Farkas	2 prescriptions for Zolpidem
Gregory Grabon	13 prescriptions for Zolpidem
Jack Grabon	11 prescriptions for Zolpidem

Based on his experience, Co-Affiant Rimple is aware that Lorazepam is a sedative, sometimes used to treat seizure disorders, such as epilepsy and also used before surgery and medical procedures to relieve anxiety. Lorazepam is a Schedule IV Controlled Substance.

- I) On January 13, 2020, Co-Affiant Rimple and Narcotic Agent Kelly Poray, Pennsylvania Office of Attorney General, applied for and obtained a search and seizure warrant for records related to Dr. Grabon's employment with St. Luke's. The warrant was signed by Magisterial District Court Judge Wayne Maura of Lehigh County (District Court: 31-1-06). Co-Affiant Rimple and Agent Poray served the warrant later that day at the St. Luke's Human Resources Office, located at 827 N. Bishopthorpe Street, Fountain Hill, PA. In response, Jonathan Strella, Senior Director, Human Resources Office, confirmed that Dr. Gregory Grabon had never been employed by St. Luke's and he specifically noted that, although, Dr. Grabon had applied for employment in 2016, the hospital had never considered him for a position.
- J) On January 14, 2020, Co-Affiant Rimple went to the Rite Aid Pharmacy located at 345 West Broad Street, Quakertown, Bucks County, PA and spoke with Pharmacist Stephanie Carney. By checking Rite Aid's computer records, which can identify all prescriptions that have been filled at any Rite Aid pharmacy for a given patient, Carney confirmed that that particular Rite Aid and other Rite Aid pharmacies in the area had filled Zolpidem prescriptions written by Dr. Gregory Grabon as the prescribing doctor for himself, Jack Grabon, or Thais Defalco as the patients. Carney provided Rimple with copies of patient history reports for each of these patients, which confirmed that Rite Aid had filled the Zolpidem prescriptions written by Dr. Grabon.
- a. Carney also provided Rimple with copies of two of the actual prescriptions that Dr. Grabon wrote (ostensibly) for patient Jack Grabon. One of these was on a Rehabilitation Associates of the Main Line prescription form and the other was on a St. Luke's prescription form. Carney also provided Rimple with two copies of prescription that Dr. Grabon wrote (ostensibly) for patient Thais Defalco; one was on a Rehabilitation Associates of the Main Line prescription form and the other was on a St. Luke's prescription form. Carney also provided Rimple with one copy of a prescription written by Dr. Grabon for himself as the patient, which was written on a St. Luke's prescription form. In addition, Carney provided Rimple with Rite Aid's internal documentation for a prescription that Dr. Grabon called in for Defalco on October 26, 2019. All of these prescriptions were for Zolpidem.
- K) On January 23, 2020, Co-Affiants Rimple and Hawke interviewed Thais Defalco. She confirmed that she was Dr. Grabon's wife, but stated that they were currently separated.
- a. Defalco stated that Dr. Grabon has been addicted to Zolpidem since medical school at SUNY. Defalco stated that she has never used Zolpidem and that her husband must have written any prescriptions for that drug in her name and picked them up himself. Defalco stated that Dr. Grabon would have done so without her knowledge as she does not need or use that medication.
- b. Defalco also stated that she actually called local pharmacies and asked them not to fill any prescriptions for her without her showing her identification. She also stated that Dr. Grabon had written prescriptions for himself using the names of relatives.

- g. When Co-Affiants Rimple and Hawke asked Dr. Grabon if he had an addiction problem with Zolpidem, he stated that he did not. When Co-Affiant Rimple told him that he could get help for an addiction problem prior to any criminal charges being filed against him, Dr. Grabon got upset, stated he was "done with" the interview, got up, and left the building.

M) As summarized above, Co-Affiant Venango was assigned to investigate a fraud allegation made by Mary Ann Fabiano, who is a Special Investigations Unit investigator for New York Life Insurance, against Dr. Gregory Grabon, DOB: June 4, 1977, last known address: 316 W. Broad Street, Quakertown, Bucks County, PA; SSN: xxx-xx-0899. Co-Affiant Venango has interviewed Fabiano and Lacy Conte, Senior Associate for Claims, on several occasions and reviewed various documentation from New York Life, including claim notes and the New York Life insurance policy issued in the name of Gregory Grabon, MD, 165 California Road, #782, Quakertown, PA. Based on that review, Agent Venango learned the following:

- a. Dr. Grabon, using the address of 165 California Road, #782, Quakertown, PA, applied for and obtained a United States Life Insurance Company disability insurance policy, #G-30634-0, effective June 1, 2013. New York Life Insurance Company became the insurer for this policy in 2018, which remained in effect in 2019.
- b. In July of 2019, Dr. Grabon submitted a claim under his disability policy by submitting a signed claim form to New York Life. The claim form was submitted via mail and received by New York Life on August 13, 2019. On that form, Grabon, still using the address of 165 California Road, #782, Quakertown, PA indicated that he was disabled as a result of a "cervical cord compressions" with related conditions. Grabon indicated that his average monthly earned income for the preceding 12 months had been \$120,000 gross and \$85,000 net. On his claim form, Grabon claimed that the first day that he was unable to work because of his disability was March 4, 2019, and, for the section of the claim form asking when Grabon expected to return to work, he left it blank. Fabiano reported to your Affiant that, under the terms of Grabon's policy, he would have been paid \$7700 per month (had his claim been legitimate) and that those payments would have continued for as long as Grabon remained disabled up to the time when he reached age 67. However, after discovering Grabon's fraud, as described below, New York Life denied his claim on November 4, 2019; had it not discovered that fraud and denied the claim that day, the company would have paid Grabon \$38,000 for the period of June 2, 2019, through October 31, 2019, and continued to pay claims until he was no longer disabled.
- c. Accompanying Dr. Grabon's claim form and in support of his claim for benefits, Grabon also sent to New York Life a completed Medical Provider's Statement, dated July 24, 2019. This form was purportedly completed and signed by Dr. Shady Hassan, with an address given of 409 Fulton Street, 2nd floor, Brooklyn, NY 11201. On the form, "Dr. Hassan" confirmed that his primary diagnosis for Grabon was "cervical cord compression w/ myelopathy" and that his secondary diagnosis was depression. "Hassan" also reported that Grabon had a "longstanding history of "Cervical cord compression going back to 2009"

with worsening symptoms and that he was continuing to treat Grabon, who had been unable to work from March 4, 2019 to the date that "Hassan" completed the form.

- N) After receiving Dr. Grabon's claim and the completed Medical Provider's Statement, New York Life asked Dr. Hassan for written confirmation and that he completed the form and that it reflected his findings. On 10/28/2019, New York Life received from Dr. Hassan a completed New York Life Signature Affidavit and Attestation form in which he denied ever treating Grabon as a patient. Dr. Hassan stated that the signature on the Medical Provider's Statement Form was not his and that he did not authorize anyone to complete the Medical Provider's Statement Form or sign his name on his behalf. Dr. Hassan also stated that he has never treated Dr. Gregory Grabon as a patient and had not even spoken to or visited in person with Grabon since the time of their Residency graduation.
- O) On 10/25/2019, A New York Life Special Investigations Unit (SIU) Investigators Rick Matarante and Mary Ann Fabiano interviewed Dr. Grabon at the Panera Bread in Quakertown, PA. During the interview, Grabon claimed that he met with Dr. Shady Hassan on July 24, 2019, at a restaurant in Brooklyn, NY. Grabon also claimed that he handed the Physician's Statement to Dr. Hassan to fill out. Grabon stated that he did not know if Hassan filled out the Physician's Statement, only that he handed the paperwork to him. Grabon stated that, the last time he saw Hassan before July 24, 2019, was 2014 when they were doing their residency together in NY.
- P) On October 28, 2019, New York Life Insurance Company, Special Investigations Unit (SIU) personnel Mary Ann Fabiano and Tom Schrek interviewed Dr. Shady Hassan at his office, located at 200 Perrine Road, Suite 209, Old Bridge NJ 08857.
 - a) Dr. Hassan said that he knew Dr. Gregory Grabon only as a colleague during their medical residency in New York prior to their graduation in 2014, but had had no communication with Grabon after graduation until July of 2019, when Grabon, without any prior contact or other explanation, sent an email to Hassan's personal email account. Grabon's email to Hassan contained medical documents related to Dr. Grabon as the patient, some of which were purportedly signed by Dr. Hassan. Hassan responded to this email, asking Grabon not to use the documents because he (Hassan) had never seen Grabon as a patient and that he (Hassan) could not confirm the findings stated in the documents. Dr. Hassan emphasized that, besides this one email from Grabon and his response, he has had no further communications or interactions with Grabon since they completed their residencies in 2014.
 - b) During the interview, the New York Life investigators asked Dr. Hassan if he ever met with Grabon at a restaurant in Brooklyn, NY. Dr. Hassan adamantly denied ever doing so and reiterated that he had not had any communication, other than the aforementioned emails, with Grabon since they completed their residencies in 2014.
 - c) During the interview, Dr. Hassan acknowledged that that he had previously worked at 409 Fulton Street, 2nd floor, Brooklyn, NY, which was the address listed on the Medical Provider's Statement Form, supposedly signed by Dr. Hassan on July 24, 2019, but he

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also stated that he had only worked there for approximately one year after his residency.

- d) Dr. Hassan had no explanation as to why Dr. Grabon would use his name on the Medical Provider's Statement Form, noting that he and Grabon had not been close during their residency and further noting that he initially thought Grabon's email was a prank.
- e) Dr. Hassan explicitly confirmed that Dr. Grabon had never been a patient of his. Even more specifically, he stated that he never saw Grabon as a patient on any of the dates listed on the July 24, 2019, Provider's Statement Form or at any time ever and, further, that Grabon did not have a visit scheduled for September 1, 2019, as also noted on the Provider's Statement Form.
- f) Dr. Hassan also specifically confirmed that that the writing on the Provider's Statement Form and his purported signature on that form were not his and he did not instruct anyone to complete the form on his behalf. Dr. Hassan had no idea whose handwriting it was. When asked if someone from his previous job in Brooklyn could have completed the Form on his behalf, he stated, "No," explaining that he keeps in touch with the office manager and others who work there and that if a request like that came to them, they would certainly inform him of it. Dr. Hassan did not recognize the handwriting on the Provider's Statement Form.
- g) Dr. Hassan provided the New York Life Insurance SIU investigators with a signed affidavit consistent with the interview as described above.

Q) On February 25, 2020, Co-Affiant Venango and Supervisory Special Agent Richard Bowes, Jr., Pennsylvania Office of Attorney General, interviewed Thais Defalco at her residence of 316 W. Broad Street, Apt. # 1, Quakertown, PA 18951.

- a. Defalco stated that she was still legally married to Dr. Grabon, and that they were separated, although she had not yet filed for divorce. Defalco related that the initial reason for their separation was his "drug abuse", specifically of Ambien, which Defalco knew to be a brand of the sedative Zolpidem Tartrate. (Your Affiant is aware that Zolpidem Tartrate is a Schedule IV Controlled Substance.)
- b. Defalco told Co-Affiant Venango that Dr. Grabon is getting prescriptions for "Ambien Zolpidem Tartrate" filled in her name. Defalco related that she is not aware of any medical facilities that he is attending as a patient. Defalco related that Grabon's brother contacted her and said that he received text information from a pharmacy to pick up his prescription medication. Grabon's brother indicated that the medication is not for him and that "Greg" is prescribing himself medication "again". Defalco also related that she had recently received a text message from CVS Pharmacy, 345 W. Broad Street, Quakertown, PA, stating that her prescription for "Ambien Zolpidem Tartrate" was prepared and was ready

to be picked up. She related that she went to the Pharmacy and told them that the prescription was not for her. She related that she also called CVS Pharmacy and Rite Aid Pharmacy and told them the same information; that the medication in her name is not for her. Defalco believes that Grabon is writing prescriptions in other people's names, specifically hers, and using the drugs himself. She related that she knows this because she has been receiving texts for her to pick up prescription meds for many years, and he would go and pick up the medication.

- c. Defalco reported that Grabon was unemployed and that, as a result of his drug use, Grabon had not been able to keep a job. Defalco recalled that Grabon's problems with drug-use began during his medical residency in Brooklyn and had continued during his time in Pennsylvania.
- d. Co-Affiant Venango showed Defalco the Medical Provider's Statement that Grabon submitted to New York Life in connection with his disability claim and Defalco noted that she recognized the handwriting on the form as Grabon's. While reviewing that form, Defalco also stated that she did not know Dr. Hassan and that she did not believe that Grabon was seeing any doctor or seeking treatment at any medical facilities.

R) On March 2, 2020, Co-Affiant Venango and Supervisory Special Agent Rick Bowes, Jr., Pennsylvania Office of Attorney General, interviewed Dr. Shady Hassan at his office located at 200 Perrine Road, Suite 209, Old Bridge, NJ.

- a. Dr. Hassan stated that he knew Dr. Gregory Grabon only through their residency at SUNY Downstate Medical Center in Brooklyn and that, other than one unsolicited email from Grabon in 2019 and Hassan's one-time response to that email, he had no contact with Grabon since they had completed their residencies in 2014.
- b. Dr. Hassan specifically stated that he never met with Grabon at a restaurant in Brooklyn and that, although he had briefly worked in Brooklyn after completing his residency, he had never treated or even seen Grabon while working there.
- c. Dr. Hassan stated that he has been practicing in New Jersey since 2017.
- d. Dr. Hassan specifically stated that he has never completed any medical, disability, or insurance paperwork for Dr. Grabon and had never diagnosed Dr. Grabon with any disabilities and/or medical conditions. Furthermore, Hassan said that neither he nor anyone else from his practice completed the Medical Provider's Statement. Hassan specifically stated that that he did not sign the Medical Provider's Statement under the Provider's Signature and that he had never seen Grabon as a patient.

S) On June 19, 2020, Co-Affiant Venango received a court order from Judge Raymond F. McHugh the Bucks County Court of Common Pleas authorizing a search in the PDMP database for Schedule III through V Controlled Substances prescribed for Thais Defalco.

- a. After obtaining the above-referenced court order, Co-Affiant Venango requested a search of the PDMP for a list of Schedule III through V Controlled Substances prescribed for Thais Defalco. The resulting report showed during the time period January 1, 2016, through February 29, 2020, twenty-five (25) prescriptions were written for Zolpidem Tartrate with Defalco identified as the patient. Dr. Grabon was the prescribing doctor for each of those prescriptions.
- T) After obtaining the PDMP report that indicted that Dr. Grabon wrote twenty-five (25) prescriptions for Zolpidem Tartrate in the name of Thais Defalco, Co-Affiant Venango contacted Defalco and spoke to her about those prescriptions on July 10, 2020.
- a. During the interview, Co-Affiant Venango explained to Defalco the PDMP search results for prescriptions of Zolpidem Tartrate written in her name. The PDMP results showed that the first of the twenty-five (25) prescriptions was dated January 17, 2018, and that the last was dated February 22, 2020. Defalco said that she had never been prescribed Zolpidem Tartrate by a doctor. Defalco specifically stated that she has never been diagnosed with a sleep disorder and that there is no reason for her to have been prescribed that type of medication.
- b. Defalco also stated that Grabon had on several occasions asked her to pick up medication in other people's names, specifically prescriptions in the names of his cousin Timothy Farkas, and also, possibly, prescriptions in the name of his brother Jack Grabon and his father, Janusz Grabon. Defalco stated that the first time that Grabon asked her to pick up a medication in someone else's name was when they started living in Pennsylvania in approximately 2016.
- U) Based on the investigations summarized above, your Affiants conclude that probable cause exists to establish that Dr. Gregory Grabon committed the following crimes:

18 Pa.C.S.A. §901/3922(a)	Criminal Attempt/Theft by Deception (F1)
18 Pa.C.S.A. §4101(a)	Forgery (M1) - 3 Counts
18 Pa.C.S.A. §4117(a)(2)	Insurance Fraud (F-3)
18 Pa.C.S.A. §4120(a)	Identity Theft (M1) - 26 Counts
35 Pa.C.S.A. §780-113(a)(12)	Controlled Substances Act (F) - 25 Counts

I, Michael T. Venango / Brian Rimple / Ryan Hawke, BEING DULY SWORN ACCORDING TO THE LAW,
DEPOSE AND SAY THAT THE FACTS SET FORTH IN THE FOREGOING AFFIDAVIT ARE TRUE AND
CORRECT TO THE BEST OF MY KNOWLEDGE, INFORMATION AND BELIEF.

SA. M.T. Venango

(Signature of Affiant)

Sworn to me and subscribed before me 28TH day of September 2020

[Signature] Date [Signature], Magisterial District Judge

My commission expires first Monday of January, 2021

