

EFFECTIVE AS A FINAL ORDER

FILED

DATE: 5.13.2025

APR 22 2025

KS State Board of Healing Arts

**BEFORE THE BOARD OF HEALING ARTS
OF THE STATE OF KANSAS**

In the Matter of)

Thomas A. Webster, M.D.)
Kansas License No. 04-31962)

KSBHA Docket No. 25-HA 00036

SUMMARY ORDER

NOW ON THIS 22nd day of April, 2025, this matter comes before Susan Gile, Executive Director, Kansas State Board of Healing Arts ("Board"), in summary proceedings under K.S.A. 77-537.

Under K.S.A 77-537 and K.S.A. 77-542, this Summary Order shall become effective as a Final Order, without further notice, if no written request for a hearing is made within 15 days of service. Upon review of the agency record and being duly advised in the premises, the following findings of fact, conclusions of law, and order are made for and on behalf of the Board:

FINDINGS OF FACT

1. On or about June 9, 2006, the Board issued License No. 04-31962 to Thomas A. Webster, M.D. ("Licensee") to practice medicine and surgery in Kansas. Licensee last renewed such license on or about July 30, 2020. Licensee's license to practice medicine and surgery in Kansas is currently Cancelled – Failure to Renew.

2. Licensee's last mailing address known to the Board is: **CONFIDENTIAL**
CONFIDENTIAL Licensee's last known e-mail address known to the Board is:
CONFIDENTIAL

Thomas A. Webster, M.D.
License No. 04-31962
Summary Order

3. During the period starting on or about May 6, 2021, and ending on or about July 31, 2021, Licensee held an Active license to practice medicine and surgery in Kansas. During the period starting on or about August 1, 2021, and ending on or about September 7, 2023, Licensee held a Cancelled – Failure to Renew license to practice medicine and surgery in Kansas.

4. Between on or about May 6, 2021, and continuing thereafter until on or about September 7, 2023, Licensee knowingly and willfully conspired and agreed with other persons to violate the federal Anti-Kickback Statute, 42 U.S.C. § 1320a-7b(b), by knowingly and willfully soliciting and receiving remuneration in return for referring individuals to persons for the furnishing of items and services for which payment was in whole or in part under the Medicare program. (Bd. Ex. 1: Information – United States District Court for the Eastern District of Washington, p. 2).

5. Specifically, Licensee engaged in a health care fraud scheme and a conspiracy to fraudulently bill Medicare and TRICARE for durable medical equipment (“DME”) and for telemedicine visits that did not take place, in order to enrich himself and his co-conspirators. *Id.*

6. In total, between May 2021 and September 2023, Medicare paid at least \$13,677,812.86 for DME fraudulently ordered and referred by Licensee as referring provider, and an additional \$831,796.89 to Licensee directly for the fraudulent telemedicine visits billed by Licensee to Medicare as the rendering provider. (Bd. Ex. 1, p. 4).

7. Additionally, between May 2021 and September 2023, TRICARE paid at least \$160,672.68 for DME fraudulently ordered and referred by Licensee as the referring provider, and an additional \$7,769.55 to Licensee directly for the fraudulent telemedicine visits billed by Licensee to TRICARE as the rendering provider. *Id.*

8. On or about December 4, 2023, Licensee was charged in the Eastern District of Washington with knowingly and willfully conspiring to violate the federal Anti-Kickback Statute, 42 U.S.C. § 1320a-7b(b). (See Bd. Ex. 1 p. 2).

9. On or about August 7, 2024, in the United States District Court, Eastern District of Washington, Licensee pled guilty to and was convicted of one (1) felony count for Conspiracy to Violate the Anti-kickback Statute. (Bd. Ex. 2: Judgment in a Criminal Case p. 1).

APPLICABLE LAW

10. Under K.S.A. 65-2836(c) of the Kansas Healing Arts Act, the board shall revoke a licensee's license following conviction of a felony unless a 2/3 majority of the board members present and voting determine by clear and convincing evidence that such licensee will not pose a threat to the public in such person's capacity as a licensee and that such person has been sufficiently rehabilitated to warrant the public trust.

CONCLUSIONS OF LAW

11. The Board has jurisdiction over the Licensee as well as the subject matter of this proceeding, and such proceeding is held in the public interest.

12. Based on the facts and circumstances set forth herein, the use of summary proceedings in this matter is appropriate, in accordance with the provisions set forth in K.S.A. 77-537(a), in that the use of summary proceedings does not violate any provision of law, and the protection of the public interest does not require the Board to give notice and opportunity to participate to non-parties.

Thomas A. Webster, M.D.
License No. 04-31962
Summary Order

13. The Board finds that Licensee has violated section 65-2836(c) of the Kansas Healing Arts Act, in that Licensee has been convicted of a felony offense, to-wit: Conspiracy to Violate the Anti-kickback Statute, in contravention of 42 U.S.C. § 1320a-7b(b).

14. The Board shall revoke Licensee's license to practice medicine and surgery in the State of Kansas pursuant to K.S.A. 65-2836(c).

IT IS HEREBY ORDERED that Licensee's license to practice medicine and surgery in the State of Kansas is hereby **REVOKED** from the date this Order becomes effective as a Final Order.

PLEASE TAKE NOTICE that upon becoming effective as a Final Order, this document shall be deemed a public record and be reported to any reporting entities authorized to receive such disclosure.

Dated this 22nd day of April, 2025.

**FOR THE KANSAS STATE BOARD
OF HEALING ARTS**

Susan Gile

Susan Gile
Executive Director

Thomas A. Webster, M.D.
License No. 04-31962
Summary Order

FINAL ORDER NOTICE OF RIGHTS

PLEASE TAKE NOTICE that this is a Final Order. A Final Order is effective upon service. A party to an agency proceeding may seek judicial review of a Final Order by filing a petition in the District Court as authorized by K.S.A. 77-601, *et seq.* Reconsideration of a Final Order is not a prerequisite to judicial review. A petition for judicial review is not timely unless filed within 30 days following service of the Final Order. A copy of any petition for judicial review must be served upon Susan Gile, Executive Director, Kansas Board of Healing Arts, 800 SW Jackson, Lower Level-Suite A, Topeka, KS 66612.

CERTIFICATE OF SERVICE

I, the undersigned, hereby certify that I served a true and correct copy of the above and foregoing **FINAL ORDER** by depositing the same in the United States Mail, postage prepaid, on this 13th day of May 2025, addressed and emailed to:

Thomas A. Webster, M.D.

CONFIDENTIAL

Thomas A. Webster, M.D.

CONFIDENTIAL

Licensee

And a copy was hand-delivered to:

Jacob T. Overbey, Associate Litigation Counsel
Kansas State Board of Healing Arts
800 SW Jackson, Lower Level-Suite A
Topeka, Kansas 66612
Jacob.overbey@ks.gov

Licensing Administrator
Kansas State Board of Healing Arts
800 SW Jackson, Lower Level-Suite A
Topeka, Kansas 66612

Office of the General Counsel
Kansas State Board of Healing Arts
800 SW Jackson, Lower Level-Suite A
Topeka, Kansas 66612

And the original was filed with the office of the Executive Director.


Staff Signature

Board Exhibit 01

Information – United States District
Court for the Eastern District of
Washington

Thomas A. Webster, M.D.
Kansas License 04-31962

FILED IN THE
U.S. DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

Dec 04, 2023

SEAN F. McAVOY, CLERK

1 Vanessa R. Waldref
2 United States Attorney
3 Eastern District of Washington
4 Dan Fruchter
5 Tyler H.L. Tornabene
6 Assistant United States Attorneys
7 Post Office Box 1494
8 Spokane, WA 99210-1494
9 Telephone: (509) 353-2767

10 UNITED STATES DISTRICT COURT
11 FOR THE EASTERN DISTRICT OF WASHINGTON

12 UNITED STATES OF AMERICA,
13
14 Plaintiff,

15 v.

16 THOMAS ANDREW WEBSTER,
17 Defendant.

Case No.: 2:23-CR-135-MKD

INFORMATION

Vio: 18 U.S.C. § 371; 42 U.S.C.
§ 1320a-7b(b)

Conspiracy to Violate the Anti-Kickback
Statute

18 U.S.C. § 982(a)(7)
Forfeiture Allegations

19
20 The United States Attorney charges:

21 General Allegations

22 1. Medicare and TRICARE and Coverage for Durable Medical
23 Equipment

24 2. Medicare is a federal health care benefit program that provides health
25 insurance to elderly and disabled citizens in the United States. Medicare provides
26 health insurance coverage for eligible health care services including hospital
27 services, outpatient services, medical equipment, prescription drug costs, and certain
28 types of durable medical equipment (DME).

INFORMATION - 1

1 3. The United States Department of Defense's TRICARE program
2 provides health benefits to United States Armed Forces military personnel, military
3 retirees, and their dependents. TRICARE provides health insurance coverage for
4 eligible health care services, including, under certain eligibility conditions, for DME.

5 4. For DME to qualify for reimbursement under Medicare or TRICARE,
6 DME was required to be ordered by a physician treating a patient for a particular
7 illness or injury, and was required to be necessary and reasonable for the treatment
8 of the patient's specific illness or injury. The DME was further required to make a
9 meaningful contribution to the physician's treatment of the patient's illness or injury
10 or to the improvement of the patient's malformed body member. Some DME had
11 additional requirements for reimbursement under Medicare or TRICARE. For
12 example, knee orthotics billed under Current Procedural Terminology (CPT) Code
13 L1833 were required to include documentation of a physical examination of the
14 patient and an objective description of joint laxity, while spinal orthotics billed under
15 CPT Code L0650 were reimbursable only if they reduced pain, facilitated healing,
16 or supported weakened spinal muscles or a deformed spine.

17 5. Defendant is a licensed physician in Washington State.

18 6. Between on or about May 6, 2021, and continuing thereafter until on or
19 about September 7, 2023, in the Eastern District of Washington and elsewhere, the
20 Defendant, THOMAS ANDREW WEBSTER, knowingly and willfully conspired
21 and agreed with other persons both known and unknown, to violate the Anti-
22 Kickback Statute, 42 U.S.C. § 1320a-7b(b), by knowingly and willfully soliciting
23 and receiving remuneration in return for referring individuals to persons for the
24 furnishing or arranging for the furnishing of items and services for which payment
25 was in whole or in part under a Federal health care program, to wit, the Medicare
26 program, and by engaging in a health care fraud scheme and conspiracy to
27 fraudulently bill Medicare and TRICARE for DME and for telemedicine visits that
28 did not take place, in order to enrich Defendant and his co-conspirators.

1 MANNER AND MEANS OF THE KICKBACK SCHEME AND CONSPIRACY

2 7. Beginning no later than May 2021, Defendant conspired with co-
3 conspirators, including Company A, to pay and accept kickbacks and to fraudulently
4 bill Medicare and TRICARE by signing false and fraudulent physician orders for
5 DME for Medicare and TRICARE beneficiaries.

6 8. Company A engaged in a telemarketing scheme in order to obtain
7 beneficiary identifying and medical information and entered that information into
8 false and fraudulent medical documentation that reflected a purported physician visit
9 between the beneficiary and Defendant that had not occurred and did not occur, as
10 well as false and fraudulent medical orders for DME for beneficiaries whom
11 Defendant was not treating for any illness or injury.

12 9. Defendant then electronically signed the false and fraudulent medical
13 documentation and physician orders, which made it appear as though he was
14 treating the beneficiary and had prescribed the DME for the beneficiary's specific
15 medical problem. The fraudulent DME orders were then sold to DME companies
16 that then used the orders to falsely and fraudulently bill Medicare and TRICARE.

17 10. Defendant and Company A further fraudulently billed Medicare and
18 TRICARE for a telemedicine visit purportedly conducted by Defendant, with
19 Defendant as the supposed "rendering provider." In return for his involvement in
20 the scheme, Defendant kept a portion of the Medicare and TRICARE reimbursement
21 for the fraudulent telemedicine visits, and provided a portion to Company A and
22 related entities, as remuneration in return for furnishing, arranging for, and referring
23 Medicare and TRICARE beneficiaries to Defendant to place fraudulent DME orders
24 and telemedicine visits.

25 11. None of the Medicare or TRICARE beneficiaries for whom Defendant
26 placed fraudulent DME orders or fraudulently billed for telemedicine consultations
27 were patients that Defendant was treating for any illness or injury, or with whom
28 Defendant had any physician-patient relationship. These beneficiaries included

1 individuals who had no desire or medical need for the DME, individuals who had
2 elected for hospice care and who therefore were not eligible to be treated for most
3 types of illness or injury under Medicare, and individuals who lacked the limb for
4 which Defendant placed the DME order because it had been previously amputated.
5 The beneficiaries included hundreds of beneficiaries residing in the Eastern District
6 of Washington, some of whom received DME shipped to their residences in the
7 Eastern District of Washington.

8 12. In total, between May 2021 and September 2023, Medicare has paid at
9 least \$13,677,812.86 for DME fraudulently ordered and referred by Defendant as
10 the referring provider, and an additional \$831,796.89 to Defendant directly for the
11 fraudulent telemedicine visits billed by Defendant to Medicare as the rendering
12 provider. Additionally, between May 2021 and September 2023, TRICARE paid at
13 least \$160,672.68 for DME fraudulently ordered and referred by Defendant as the
14 referring provider, and an additional \$7,769.55 to Defendant directly for the
15 fraudulent telemedicine visits billed by Defendant to TRICARE as the rendering
16 provider. Of that amount, Defendant provided a portion of those funds to Company
17 A and related entities as remuneration for arranging for Defendant's fraudulent
18 telemedicine visits and DME referrals, and Defendant kept the remainder as
19 remuneration in return for his participation in the scheme and for making fraudulent
20 DME orders sold by Company A to DME companies and/or other co-conspirators.

21 OVERT ACTS

22 13. The allegations set forth above in paragraphs 1 through 12 are realleged
23 and incorporated herein.

24 14. In furtherance of the conspiracy and to effect the objects of the
25 conspiracy, the following overt acts, among others, were committed in the Eastern
26 District of Washington, and elsewhere:

27 (a) In or around May 2021, Defendant entered into an agreement with
28 Company A to review and sign physician orders and other purported medical

1 documentation for DME for Medicare and TRICARE beneficiaries.

2 (b) As further set forth above, Defendant referred and ordered medically
3 unnecessary DME to be billed to Medicare for thousands of beneficiaries, including
4 dozens of beneficiaries residing in the Eastern District of Washington. For each of
5 these beneficiaries, Defendant solicited and received a kickback in the form of
6 monetary remuneration by fraudulently billing and causing to be billed Medicare
7 and TRICARE for a purported physician visit that did not take place.

8 (c) Between May 2021 and September 2023, Defendant's co-conspirators
9 sought and received from Medicare at least \$13,677,812.86 for DME fraudulently
10 ordered and referred by Defendant as the referring provider, including for
11 beneficiaries located in the Eastern District of Washington.

12 (d) Between May 2021 and September 2023, Defendant and Company A
13 sought and received from Medicare at least \$831,796.89 paid to Defendant directly
14 for fraudulent patient visits billed by Defendant to Medicare as the rendering
15 provider, including for beneficiaries located in the Eastern District of Washington.
16 Defendant split these proceeds with Company A as part of their scheme and
17 conspiracy.

18 (e) Between May 2021 and September 2023, Defendant's co-conspirators
19 sought and received from TRICARE at least \$160,672.68 for DME fraudulently
20 ordered and referred by Defendant as the referring provider.

21 (f) Between May 2021 and September 2023, Defendant and Company A
22 sought and received from TRICARE at least \$7,769.55 to Defendant directly for
23 fraudulent patient visits billed by Defendant to TRICARE as the rendering provider.
24 All in violation of 18 U.S.C. § 371; 42 U.S.C. § 1320a-7b(b).

25 NOTICE OF FORFEITURE ALLEGATIONS

26 The allegations contained in this Information are hereby re-alleged and
27 incorporated herein by this reference for the purpose of alleging forfeitures.

28 Pursuant to 18 U.S.C. § 982(a)(7) upon conviction of an offense in violation

1 of 18 U.S.C. § 371, 42 U.S.C. § 1320a-7b(b), Conspiracy to Violate the Anti-
2 Kickback Statute, as alleged in this Information, Defendant THOMAS ANDREW
3 WEBSTER, shall forfeit to the United States any property, real or personal, that
4 constitutes or is derived from gross proceeds traceable to the offense, and any
5 property traceable to such property. The property to be forfeited includes, but is not
6 limited to, the following:

- 7 - Any and all funds held in Citizens Bank savings account ending #7159;;
- 8 - \$35,000 U.S. Currency held in Navy Federal Credit Union savings account
9 ending #6314;
- 10 - Approximately \$16,889.33 U.S. Currency held in Navy Federal Credit
11 Union account ending #2872;
- 12 - Approximately \$27,803.05 U.S. Currency held in Navy Federal Credit
13 Union account ending #8137;
- 14 - Any and all funds or assets held on behalf of Thomas Andrew Webster by
15 Raymond James & Associates, Inc., including, but not limited to, all funds
16 and assets in Individual Investment account ending #KJ175, all funds and
17 assets in SEP IRA account ending #N349, and all funds and assets in
18 Traditional IRA account ending #V4032.
19
20

21 MONEY JUDGMENT

22 A sum of money equal to \$839,566.44 in United States currency, representing
23 the amount of proceeds obtained by the Defendant as a result of his illegal conduct.

24 If any of the property described above, as the result of any act or omission of
25 Defendant:

- 26 (a) cannot be located upon the exercise of due diligence;
- 27 (b) has been transferred or sold to, or deposited with, a third party;
- 28 (c) has been placed beyond the jurisdiction of the court;

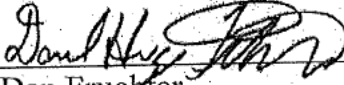
- 1 (d) has been substantially diminished in value; or
2 (e) has been commingled with other property which cannot be divided
3 without difficulty,

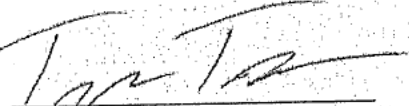
4 the United States shall be entitled to forfeiture of substitute property pursuant to 21
5 U.S.C. § 853(p), as incorporated by 18 U.S.C. § 982(b)(1), the assets to be forfeited
6 include, but are not limited to:

- 7 - Any and all funds remaining in Navy Federal Credit Union savings account
8 ending #6314;
9 - Any and all funds or assets held on behalf of Thomas Andrew Webster by
10 Invesco Ltd., including, but not limited to, all funds and assets in Roth IRA
11 account ending in #1030 and all funds and assets in Transitional IRA
12 ending in 0910;
13 - Any and all funds or assets held on behalf of Thomas Andrew Webster by
14 Country Club Bank Wealth Solutions, including, but not limited to, all
15 funds and assets in Account # **CONFIDENTIAL** and all funds and assets in
16 Account # ending in 7344.
17

18 Dated this 4th day of December, 2023.

19
20 Vanessa R. Waldref
United States Attorney

21
22 
23 Dan Fruchter
Assistant United States Attorney

24
25 
26 Tyler H.L. Tornabene
Assistant United States Attorney
27
28

Board Exhibit 02
Judgment in a Criminal Case

Thomas A. Webster, M.D.
Kansas License 04-31962

Aug 07, 2024

SEAN F. MCAVOY, CLERK

UNITED STATES DISTRICT COURT
Eastern District of Washington

UNITED STATES OF AMERICA
v.
THOMAS ANDREW WEBSTER

JUDGMENT IN A CRIMINAL CASE

Case Number: 2:23-CR-00135-MKD-1

USM Number: 01998-511

Joshua Sabert Lowther

Defendant's Attorney

THE DEFENDANT:

- pleaded guilty to count(s) 1 of the Information _____
- pleaded nolo contendere to count(s) _____
- which was accepted by the court. _____
- was found guilty on count(s) after a _____
- plea of not guilty. _____

The defendant is a adjudicated guilty of these offenses:

<u>Title & Section</u>	<u>Nature of Offense</u>	<u>Offense Ended</u>	<u>Count</u>
18 U.S.C. § 371; 42 U.S.C. § 1320 a-7b(b) - CONSPIRACY TO VIOLATE THE ANTI-KICKBACK STATUTE		09/07/2023	1


The defendant is sentenced as provided in pages 2 through 7 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

- The defendant has been found not guilty on count(s) _____
- Count(s) _____ is are dismissed on the motion of the United States

It is ordered that the defendant must notify the United States attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid. If ordered to pay restitution, the defendant must notify the court and United States attorney of material changes in economic circumstances.

8/7/2024

Date of Imposition of Judgment

M. K. Dimke 

Signature of Judge

The Honorable Mary K. Dimke
Name and Title of Judge

District Judge, U.S. District Court

8/7/2024

Date

DEFENDANT: THOMAS ANDREW WEBSTER
Case Number: 2:23-CR-00135-MKD-1

IMPRISONMENT

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a total term of: 24 months as to Count 1

The court makes the following recommendations to the Bureau of Prisons:

The Defendant be housed at the BOP facility FCI Morgantown, West Virginia.

The defendant is remanded to the custody of the United States Marshal.

The defendant shall surrender to the United States Marshal for this district:

at _____ a.m. p.m. on _____

as notified by the United States Marshal.

The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons:

before 2 p.m. on _____

as notified by the United States Marshal.

as notified by the Probation or Pretrial Services Office.

RETURN

I have executed this judgment as follows:

Defendant delivered on _____ to _____

at _____, with a certified copy of this judgment.

UNITED STATES MARSHAL

By _____
DEPUTY UNITED STATES MARSHAL

DEFENDANT: THOMAS ANDREW WEBSTER
Case Number: 2:23-CR-00135-MKD-1

SUPERVISED RELEASE

Upon release from imprisonment, you shall be on supervised release for a term of: 3 years

MANDATORY CONDITIONS

1. You must not commit another federal, state or local crime.
2. You must not unlawfully possess a controlled substance, including marijuana, which remains illegal under federal law.
3. You must refrain from any unlawful use of a controlled substance. You must submit to one drug test within 15 days of release from imprisonment and at least two periodic drug tests thereafter, as determined by the court.
 - The above drug testing condition is suspended, based on the court's determination that you pose a low risk of future substance abuse. *(check if applicable)*
4. You must cooperate in the collection of DNA as directed by the probation officer. *(check if applicable)*
5. You must comply with the requirements of the Sex Offender Registration and Notification Act (34 U.S.C. § 20901, et seq.) as directed by the probation officer, the Bureau of Prisons, or any state sex offender registration agency in which you reside, work, are a student, or were convicted of a qualifying offense. *(check if applicable)*
6. You must participate in an approved program for domestic violence. *(check if applicable)*

You must comply with the standard conditions that have been adopted by this court as well as with any other conditions on the attached page.

DEFENDANT: THOMAS ANDREW WEBSTER
Case Number: 2:23-CR-00135-MKD-1

STANDARD CONDITIONS OF SUPERVISION

As part of your supervised release, you must comply with the following standard conditions of supervision. These conditions are imposed because they establish the basic expectations for your behavior while on supervision and identify the minimum tools needed by probation officers to keep informed, report to the court about, and bring a bout improvements in your conduct and condition.

1. You must report to the probation office in the federal judicial district where you are authorized to reside within 72 hours of your release from imprisonment, unless the probation officer instructs you to report to a different probation office or within a different time frame.
2. After initially reporting to the probation office, you will receive instructions from the court or the probation officer about how and when you must report to the probation officer, and you must report to the probation officer as instructed.
3. You must not knowingly leave the federal judicial district where you are authorized to reside without first getting permission from the court or the probation officer.
4. You must be truthful when responding to the questions asked by your probation officer.
5. You must live at a place approved by the probation officer. If you plan to change where you live or anything about your living arrangements (such as the people you live with), you must notify the probation officer at least 10 days before the change. If notifying the probation officer in advance is not possible due to unanticipated circumstances, you must notify the probation officer within 72 hours of becoming aware of a change or expected change.
6. You must allow the probation officer to visit you at any time at your home or elsewhere, and you must permit the probation officer to take any items prohibited by the conditions of your supervision that he or she observes in plain view.
7. You must work full time (at least 30 hours per week) at a lawful type of employment, unless the probation officer excuses you from doing so. If you do not have full-time employment you must try to find full-time employment, unless the probation officer excuses you from doing so. If you plan to change where you work or anything about your work (such as your position or your job responsibilities), you must notify the probation officer at least 10 days before the change. If notifying the probation officer in advance is not possible due to unanticipated circumstances, you must notify the probation officer within 72 hours of becoming aware of a change or expected change.
8. You must not communicate or interact with someone you know is engaged in criminal activity. If you know someone has been convicted of a felony, you must not knowingly communicate or interact with that person without first getting the permission of the probation officer.
9. If you are arrested or questioned by a law enforcement officer, you must notify the probation officer within 72 hours.
10. You must not own, possess, or have access to a firearm, ammunition, destructive device, or dangerous weapon (i.e., anything that was designed, or was modified for, the specific purpose of causing bodily injury or death to another person such as nunchakus or tasers).
11. You must not act or make any agreement with a law enforcement agency to act as a confidential human source or informant without first getting the permission of the court.
12. If this judgment imposes restitution, a fine, or special assessment, it is a condition of supervised release that you pay in accordance with the Schedule of Payments sheet of this judgment. You shall notify the probation officer of any material change in your economic circumstances that might affect your ability to pay any unpaid amount of restitution, fine, or special assessments.
13. You must follow the instructions of the probation officer related to the conditions of supervision.

U.S. Probation Office Use Only

A U.S. probation officer has instructed me on the conditions specified by the court and has provided me with a written copy of this judgment containing these conditions. For further information regarding these conditions, see *Overview of Probation and Supervised Release Conditions*, available at: www.uscourts.gov.

Defendant's Signature _____

Date _____

DEFENDANT: THOMAS ANDREW WEBSTER
Case Number: 2:23-CR-00135-MKD-1

SPECIAL CONDITIONS OF SUPERVISION

1. You must not open, possess, use, or otherwise have access to any checking account, ATM card, or credit card, without the advance approval of the supervising officer.
2. You must provide the supervising officer with access to any requested financial information and authorize the release of any financial information. The probation office may share financial information with the U.S. Attorney's Office. You must disclose all assets and liabilities to the supervising officer. You must not transfer, sell, give away, or otherwise convey any asset, without the advance approval of the supervising officer.
3. You must not incur any new debt, open additional lines of credit, or enter into any financial contracts, without the advance approval of the supervising officer.

DEFENDANT: THOMAS ANDREW WEBSTER
 Case Number: 2:23-CR-00135-MKD-1

CRIMINAL MONETARY PENALTIES

The defendant must pay the total criminal monetary penalties under the schedule of payments on Sheet 6.

	<u>Assessment</u>	<u>Restitution</u>	<u>Fine</u>	<u>AVAA Assessment*</u>	<u>JVTA Assessment**</u>
TOTALS	\$100.00	\$839,566.44	\$50,000.00	\$.00	\$.00

- The special assessment imposed pursuant to 18 U.S.C. § 3013 is hereby remitted pursuant to 18 U.S.C. § 3573(1) because reasonable efforts to collect this assessment are not likely to be effective and in the interests of justice.
- The determination of restitution is deferred until _____. An *Amended Judgment in a Criminal Case (AO245C)* will be entered after such determination.
- The defendant must make restitution (including community restitution) to the following payees in the amount listed below.

If the defendant makes a partial payment, each payee shall receive an approximately proportioned payment, unless specified otherwise in the priority order or percentage payment column below. However, pursuant to 18 U.S.C. § 3664(i), all nonfederal victims must be paid before the United States is paid.

<u>Name of Payee</u>	<u>Total Loss***</u>	<u>Restitution Ordered</u>	<u>Priority or Percentage</u>
Centers for Medicare & Medicaid Services	\$831,796.89	\$831,796.89	in full
Defense Health Agency	\$7,769.55	\$7,769.55	in full
TOTALS	<u>\$839,566.44</u>	<u>\$839,566.44</u>	

- Restitution amount ordered pursuant to plea agreement \$ _____
- The defendant must pay interest on restitution and a fine of more than \$2,500, unless the restitution or fine is paid in full before the fifteenth day after the date of the judgment, pursuant to 18 U.S.C. § 3612(f). All of the payment options on Sheet 6 may be subject to penalties for delinquency and default, pursuant to 18 U.S.C. § 3612(g).
- The court determined that the defendant does not have the ability to pay interest and it is ordered that:
 - the interest requirement is waived for the fine restitution
 - the interest requirement for the fine restitution is modified as follows:

* Amy, Vicky, and Andy Child Pornography Victim Assistance Act of 2018, Pub. L. No. 115-299.

** Justice for Victims of Trafficking Act of 2015, Pub. L. No. 114-22

*** Findings for the total amount of losses are required under Chapters 109A, 110, 110A, and 113A of Title 18 for offenses committed on or after September 13, 1994, but before April 23, 1996.

DEFENDANT: THOMAS ANDREW WEBSTER
 Case Number: 2:23-CR-00135-MKD-1

SCHEDULE OF PAYMENTS

Having assessed the defendant's ability to pay, payment of the total criminal monetary penalties is due as follows:

- A Lump sum payments of \$ _____ due immediately, balance due _____, or _____, or _____
- in accordance with C, D, E, or F below; or
- B Payment to begin immediately (may be combined with C, D, or F below); or
- C Payment in equal _____ (e.g., weekly, monthly, quarterly) installments of \$ _____ over a period of _____ (e.g., months or years), to commence _____ (e.g., 30 or 60 days) after the date of this judgment; or
- D Payment in equal _____ (e.g., weekly, monthly, quarterly) installments of \$ _____ over a period of _____ (e.g., months or years), to commence _____ (e.g., 30 or 60 days) after release from imprisonment to a term of supervision; or
- E Payment during the term of supervised release will commence within _____ (e.g., 30 or 60 days) after release from imprisonment. The court will set the payment plan based on an assessment of the defendant's ability to pay at that time; or
- F Special instructions regarding the payment of criminal monetary penalties:

Defendant shall participate in the BOP Inmate Financial Responsibility Program. During the time of incarceration, monetary penalties are payable on a quarterly basis of not less than \$25.00 per quarter.

While on supervised release, monetary penalties are payable on a monthly basis of not less than \$25.00 per month or 10% of the defendant's net household income, whichever is larger, commencing 30 days after the defendant is released from imprisonment.

Unless the court has expressly ordered otherwise, if this judgment imposes imprisonment, payment of criminal monetary penalties is due during imprisonment. All criminal monetary penalties, except those payments made through the Federal Bureau of Prisons' Inmate Financial Responsibility Program, are made online at www.waed.uscourts.gov/payments or mailed to the following address until monetary penalties are paid in full: Clerk, U.S. District Court, Attention: Finance, P.O. Box 1493, Spokane, WA 99210-1493.

The defendant shall receive credit for all payments previously made toward any criminal monetary penalties imposed.

- Joint and Several

Defendant and Co-Defendant Names and Case Numbers (including defendant number), Total Amount, Joint and Several Amount, and corresponding payee, if appropriate.

- The defendant shall pay the cost of prosecution.

- The defendant shall pay the following court cost(s):

- The defendant shall forfeit the defendant's interest in the following property to the United States:

- 1) Any and all funds held in Citizens Banks savings account ending #7159;
- 2) \$35,000 U.S. Currency held in Navy Federal Credit Union savings account ending #6314;
- 3) All funds up to the amount of \$16,889.33 U.S. Currency held in Navy Federal Credit Union account ending #2872;
- 4) All funds up to the amount of \$27,803.05 U.S. Currency held in Navy Federal Credit Union account ending #8137; and
- 5) Any and all funds or assets held on behalf of Thomas Andrew Webster by Raymond James & Associates, Inc., including, but not limited to, all funds and assets in Individual Investment account ending #KJ175, all funds and assets in SEP IRA account ending #N349, and all funds and assets in Traditional IRA account ending #V4032.

Payments shall be applied in the following order: (1) assessment, (2) restitution principal, (3) restitution interest, (4) AVAA assessment (5) fine principal, (6) fine interest, (7) community restitution, (8) JVTA assessment, (9) penalties, and (10) costs, including cost of prosecution and court costs.