

**IN THE SUPERIOR COURT OF THE DISTRICT OF COLUMBIA  
CIVIL DIVISION**

---

DISTRICT OF COLUMBIA,  
a municipal corporation,  
441 4th Street, N.W.  
Washington, D.C. 20001,

Plaintiff,

v.

AKILA JOHNSON  
9012 Anna Drive  
Clinton, MD 20735,

and

STEPHEN DAVIS  
5086 Silver Hill Court, Apt. 101  
Forestville, MD 20747,

Defendants.

Case No.: \_\_\_\_\_

**JURY TRIAL DEMANDED**

---

**FALSE CLAIMS ACT COMPLAINT AND JURY DEMAND**

The District of Columbia, by its Office of the Attorney General, brings this action against Defendants Akila Johnson and Stephen Davis under D.C. Code § 2-381.02(a) and the common law, and alleges as follows:

**Jurisdiction**

1. This Court has subject matter jurisdiction over this case under D.C. Code § 11-921 and § 2-381.02(a).
2. This Court has personal jurisdiction over Defendants under D.C. Code § 13-423(a)(1) and (3).

### Parties

3. The District of Columbia (District), a municipal corporation empowered to sue and be sued, is the local government for the territory constituting the permanent seat of the government of the United States. The District is represented by and through its chief legal officer, the Attorney General for the District of Columbia. The Attorney General has general charge and conduct of all legal business of the District and all suits initiated by and against the District and is responsible for upholding the public interest. D.C. Code § 1-301.81(a)(1).

4. Defendant Akila Johnson, a civilian employee of the District's Metropolitan Police Department, is an individual currently residing at 9012 Anna Drive, Clinton, Maryland 20735.

5. Defendant Stephen Davis, a Detective employed by the Investigative Services Bureau, Youth and Family Services Division of the District's Metropolitan Police Department, is an individual currently residing at 5086 Silver Hill Court, Apt. 101, Forestville, Maryland 20747.

### Defendants' Children

6. Defendants have two children together, L.D. and S.D., who attended District public charter schools during the 2016-2017 and 2017-2018 school years.

7. Defendant Akila Johnson has two additional children, C.J. and J.J.J. C.J. attended a District public charter school during the 2014-2015, 2015-2016, 2016-2017, and 2017-2018 school years, and J.J.J. attended a District public charter school during the 2017-2018 school year.

8. Defendant Johnson was granted sole permanent legal and physical custody of three additional children, J.D.J., J.H., and J.J., on December 8, 2015 after having been awarded temporary custody of the children on June 8, 2015. J.D.J. attended a District public charter school during the 2015-2016 school year. J.H. and J.J. attended District public charter schools during the 2015-2016, 2016-2017, and 2017-2018 school years.

9. At all times relevant to the acts described in this Complaint, unless otherwise noted, Defendants and all seven children were residents of the State of Maryland.

**District of Columbia False Claims Act**

10. The District's False Claims Act provides that:

(a) Any person who commits any of the following acts shall be liable to the District for 3 times the amount of damages which the District sustains because of the act of that person. A person who commits any of the following acts shall also be liable to the District for the costs of a civil action brought to recover penalties or damages, and may be liable to the District for a civil penalty of not less than \$5,500, and not more than \$11,000, for each false or fraudulent claim for which the person:

\* \* \*

(6) Knowingly makes, uses, or causes to be made or used, a false record or statement material to an obligation to pay or transmit money or property to the District, or knowingly conceals or knowingly and improperly avoids or decreases an obligation to pay or transmit money or property to the District . . . .

D.C. Code § 2-381.02 (2013).

11. The District's False Claims Act defines "[k]nowing" or "knowingly" to mean "[t]hat a person, with respect to information, does any of the following: (i) Has

actual knowledge of the information; (ii) Acts in deliberate ignorance of the truth or falsity of the information; or (iii) Acts in reckless disregard of the truth or falsity of the information.” D.C. Code § 2-381.01(7)(A). Proof of specific intent to defraud is not required for an act to be knowing. D.C. Code § 2-381.01(7)(B).

12. The District’s False Claims Act defines “[m]aterial” to mean “having a natural tendency to influence, or be capable of influencing, the payment or receipt of money or property.” D.C. Code § 2-381.01(8).

13. The District’s False Claims Act defines “obligation” to mean “an established duty, whether or not fixed, arising from . . . statute or regulation, or from the retention of any overpayment.” D.C. Code § 2-381.01(9).

#### **Nonresident Tuition**

14. D.C. Code § 38-302(a)(2) requires that nonresident tuition be paid for each student who attends a District public school and does not have a parent, guardian, custodian, or other primary caregiver who resides in the District. *See also* D.C. Code § 38-1800.02(25). Nonresident tuition rates are set by the District’s Office of the State Superintendent of Education to “cover all expenses” incurred by District schools in educating the student. D.C. Code § 38-302(b).

15. D.C. Code § 38-301(11) defines “parent” as “a natural parent, stepparent, or parent by adoption who has custody or control of a student, including joint custody.”

16. Public charter schools in the District are District government-funded schools that are “open to all students who are residents of the District, and, if space

is available,” to nonresident students for whom tuition must be paid. D.C. Code § 38-1802.06(a), (e).

17. Nonresidents are required to pay tuition to enroll nonresident children in DCPS schools and District public charter schools because public funds are appropriated to the schools for the sole purpose of educating the children and youth of District residents. D.C. Code § 38-2902.

**Defendant Johnson’s False Statements to a  
District Public Charter School (2014-2015 School Year)**

18. On or about April 24, 2014, Defendant Johnson submitted an electronic Enrollment Form to enroll C.J. as a student at Friendship Collegiate Academy, a District public charter school, for the 2014-2015 school year.

19. On the Enrollment Form, Defendant Johnson listed her address as 4340 Livingston Road, S.E., Apt. A, Washington, D.C. 20032.

20. On April 25, 2014, Defendant Johnson signed and submitted a D.C. Residency Verification Form to OSSE for C.J. On the form, Defendant Johnson affirmed that she resided at 4340 Livingston Road, S.E., Apt. A, Washington, D.C. 20032, signed a sworn statement of D.C. Residency, and certified that she understood the penalties for submitting false statements to the District.

21. Relying on the residency information Defendant Johnson submitted on the Enrollment Form and D.C. Residency Verification Form, Friendship Collegiate Academy enrolled C.J. as a student for the 2014-2015 school year. C.J. was enrolled as a District resident.

22. Defendant Johnson knew the information she provided on the forms was incorrect because, when she signed and submitted the forms, she knew that C.J. was living with her in Oxon Hill, Maryland and not at the District address she stated on the forms.

23. C.J. attended a District public charter school tuition-free, as if she were a District resident, for the entirety of the 2014-2015 school year.

**Defendant Johnson's False Statements to  
District Public Charter Schools (2015-2016 School Year)**

24. On April 11, 2015, Defendant Johnson submitted an electronic Enrollment Form to enroll C.J. as a student at Friendship Collegiate Academy for the 2015-2016 school year.

25. On August 5, 2015, Defendant Johnson submitted an electronic Enrollment Form to enroll J.H. as a student at Friendship Collegiate Academy for the 2015-2016 school year.

26. On August 22, 2015, Defendant Johnson submitted an electronic Enrollment Form to enroll J.D.J. as a student at Friendship Collegiate Academy for the 2015-2016 school year.

27. In 2015, J.J. began attending Center City Public Charter School, Capitol Hill Campus (Center City), a District public charter school.

28. On each of the three Enrollment Forms, Defendant Johnson listed her address as 4340 Livingston Road, S.E., Apt. A, Washington, D.C. 20032.

29. On May 4, 2015, Defendant Johnson signed and submitted a D.C. Residency Verification Form to OSSE for C.J. On August 10, 2015, Defendant

Johnson signed and submitted D.C. Residency Verification Forms to OSSE for J.H. and J.D.J. On July 12, 2015, Defendant Johnson signed and submitted a D.C. Residency Verification Form to OSSE for J.J. On each of the four forms, Defendant Johnson affirmed that she resided at 4340 Livingston Road, S.E., Apt. A, Washington, D.C. 20032, signed a sworn statement of D.C. Residency, and certified that she understood the penalties for submitting false statements to the District.

30. Relying on the residency information Defendant Johnson submitted on the Enrollment Forms and D.C. Residency Verification Forms, Friendship Collegiate Academy enrolled C.J., J.H., and J.D.J. as students for the 2015-2016 school year. Relying on the residency information Defendant Johnson submitted on the D.C. Residency Verification Form, Center City enrolled J.J. as a student for the 2015-2016 school year. The students were enrolled as District residents.

31. Defendant Johnson knew the information she provided on the forms was incorrect because, when she signed and submitted the forms, she knew that C.J., J.H., J.D.J., and J.J. were living with her in Oxon Hill, Maryland and not at the District address she stated on the forms. In early 2016, Defendant Johnson and C.J., J.H., J.D.J., and J.J. moved to Clinton, Maryland.

32. C.J., J.H., J.D.J., and J.J. attended District public charter schools tuition-free, as if they were District residents, during the entirety of the 2015-2016 school year.

**Defendant Johnson's False Statements to  
District Public Charter Schools (2016-2017 School Year)**

33. On April 5, 2016, Defendant Johnson submitted an electronic Enrollment Form to enroll L.D. as a student at Friendship Chamberlain Elementary School (Friendship Chamberlain ES), a District public charter school, for the 2016-2017 school year.

34. On April 5, 2016, Defendant Johnson submitted an electronic Enrollment Form to enroll S.D. as a student at Friendship Chamberlain Middle School (Friendship Chamberlain MS), a District public charter school, for the 2016-2017 school year.

35. On April 5, 2016, Defendant Johnson submitted an electronic Enrollment Form to enroll C.J. as a student at Friendship Collegiate Academy for the 2016-2017 school year.

36. On April 5, 2016, Defendant Johnson submitted an electronic Enrollment Form to enroll J.H. as a student at Friendship Collegiate Academy for the 2016-2017 school year.

37. On August 23, 2016, Defendant Johnson submitted an electronic Registration Form (Enrollment Form) to enroll J.J. as a student at Center City for the 2016-2017 school year.

38. On each of the five Enrollment Forms, Defendant Johnson listed her address as 4340 Livingston Road, S.E., Apt. A, Washington, D.C. 20032.

39. On April 7, 2016, Defendant Johnson signed and submitted D.C. Residency Verification Forms to OSSE for L.D. and S.D. On April 22, 2016,



Defendant Johnson signed and submitted D.C. Residency Verification Forms to OSSE for C.J. and J.H. On June 20, 2016, Defendant Johnson signed and submitted a D.C. Residency Verification Form to OSSE for J.J. On each of the five forms, Defendant Johnson affirmed that she resided at 4340 Livingston Road, S.E., Apt. A, Washington, D.C. 20032, signed a sworn statement of D.C. Residency, and certified that she understood the penalties for submitting false statements to the District.

40. Relying on the residency information Defendant Johnson submitted on the Enrollment Forms and D.C. Residency Verification Forms, Friendship Chamberlain ES enrolled L.D. as a student for the 2016-2017 school year, Friendship Chamberlain MS enrolled S.D. as a student for the 2016-2017 school year, Friendship Collegiate Academy enrolled C.J. and J.H. as students for the 2016-2017 school year, and Center City enrolled J.J. as a student for the 2016-2017 school year. The students were enrolled as District residents.

41. Defendant Johnson knew the information she provided on the forms was incorrect because, when she signed and submitted the forms, she knew that L.D., S.D., C.J., J.H., and J.J. were living with her in Clinton, Maryland and not at the District address she stated on the forms.

42. L.D., S.D., C.J., J.H., and J.J. attended District public charter schools tuition-free, as if they were District residents, during the entirety of the 2016-2017 school year.

**Defendant Johnson's False Statements to  
District Public Charter Schools (2017-2018 School Year)**

43. On April 6, 2017, Defendant Johnson submitted an electronic Enrollment Form to enroll L.D. as a student at Friendship Chamberlain MS for the 2017-2018 school year.

44. On April 6, 2017, Defendant Johnson submitted an electronic Enrollment Form to enroll S.D. as a student at Friendship Chamberlain MS for the 2017-2018 school year.

45. On April 6, 2017, Defendant Johnson submitted an electronic Enrollment Form to enroll C.J. as a student at Friendship Collegiate Academy for the 2017-2018 school year.

46. On each of these three Enrollment Forms, Defendant Johnson listed her address as 4340 Livingston Road, S.E., Apt. A, Washington, D.C. 20032.

47. On April 6, 2017, Defendant Johnson submitted an electronic Enrollment Form to enroll J.H. as a student at Friendship Collegiate Academy for the 2017-2018 school year.

48. On April 19, 2017, Defendant Johnson submitted an electronic Enrollment Form to enroll J.J.J. as a student at Friendship Chamberlain ES for the 2017-2018 school year.

49. On April 6, 2017, Defendant Johnson submitted an electronic Registration Form (Enrollment Form) to enroll J.J. as a student at Center City for the 2017-2018 school year.

50. On each of these three Enrollment Forms, Defendant Johnson listed her address as 303 Livingston Terrace, S.E., Apt. A, Washington, D.C. 20032.

51. On May 1, 2017, Defendant Johnson signed and submitted a D.C. Residency Verification Form to OSSE for J.J. On this form, Defendant Johnson affirmed that she resided at 303 Livingston Terrace, S.E., Apt. A, Washington, D.C. 20032, signed a sworn statement of D.C. Residency, and certified that she understood the penalties for submitting false statements to the District.

52. On October 10, 2017, Defendant Johnson signed and submitted D.C. Residency Verification Forms to OSSE for C.J. and J.H. On both of these forms, Defendant Johnson affirmed that she resided at 4501 3rd Street, S.E., Apt. D, Washington, D.C. 20032, signed a sworn statement of D.C. Residency, and certified that she understood the penalties for submitting false statements to the District.

53. Relying on the residency information Defendant Johnson submitted on the Enrollment Forms, Friendship Chamberlain MS enrolled L.D. and S.D. as students for the 2017-2018 school year, and Friendship Chamberlain ES enrolled J.J.J. as a student for the 2017-2018 school year. Relying on the residency information Defendant Johnson submitted on the Enrollment Forms and D.C. Residency Verification Forms, Center City enrolled J.J. as a student for the 2017-2018 school year, and Friendship Collegiate Academy enrolled C.J. and J.H. as students for the 2017-2018 school year. The students were enrolled as District residents.

54. Defendant Johnson knew the information she provided on these forms was incorrect because, when she signed and submitted the forms, she knew that L.D., S.D., C.J., J.H., J.J.J., and J.J. were living with her in Clinton, Maryland and not at the District addresses she stated on the forms.

55. L.D., S.D., C.J., J.H., J.J.J., and J.J. have attended District public charter schools tuition-free, as if they were District residents, during the entirety of the 2017-2018 school year.

**Defendant Davis' Knowing Avoidance of an Obligation  
to Pay District Nonresident Tuition (2016-2017 and 2017-2018 School Years)**

56. Defendant Davis, a resident of Maryland and a District employee, knew he was obligated to pay nonresident tuition for his children, L.D. and S.D., to attend District public charter schools during the 2016-2017 and 2017-2018 school years because he knew that he, his children, and Defendant Johnson resided in Maryland, and not in the District. During the 2016-2017 school year, Defendant Davis resided in Hyattsville, Maryland. Defendant Davis has been a resident of Forestville, Maryland during the entirety of the 2017-2018 school year.

57. Defendant Davis also knew that, by failing to notify OSSE that he, Defendant Johnson, and L.D. and S.D. were Maryland residents, he improperly avoided an obligation to pay nonresident tuition to the District.

**Defendant Davis' False Statements to  
District Public Charter Schools (2017-2018 School Year)**

58. On September 29, 2017, Defendant Davis signed and submitted D.C. Residency Verification Forms to OSSE for L.D., S.D., and J.J.J. On each of these

forms, Defendant Davis affirmed that he resided at 722 Ingraham Street, N.W., Washington, D.C. 20011, signed a sworn statement of D.C. Residency, and certified that he understood the penalties for submitting false statements to the District.

59. Relying on the residency information Defendant Davis submitted on the D.C. Residency Verification Forms, Friendship Chamberlain MS enrolled L.D. and S.D. as students for the 2017-2018 school year, and Friendship Chamberlain ES enrolled J.J.J. as a student for the 2017-2018 school year. The students were enrolled as District residents.

60. Defendant Davis knew the information he provided on the D.C. Residency Verification Forms for L.D., S.D., and J.J.J. was incorrect because, when he signed and submitted the forms, he knew that L.D., S.D., and J.J.J. resided with Defendant Johnson in Clinton, Maryland and not at the District address he stated on the forms. Defendant Davis has been a Maryland resident during the entirety of the 2017-2018 school year.

**Defendant Johnson's False Statements to  
District Public Charter Schools (2018-2019 School Year)**

61. On April 26, 2018, Defendant Johnson submitted an electronic Enrollment Form to enroll L.D. as a student at Friendship Chamberlain MS for the 2018-2019 school year.

62. On April 26, 2018, Defendant Johnson submitted an electronic Enrollment Form to enroll J.J.J. as a student at Friendship Chamberlain ES for the 2018-2019 school year.

63. On each of these Enrollment Forms, Defendant Johnson listed her address as 722 Ingraham Street, N.W., Washington, D.C. 20011.

64. On April 25, 2018, Defendant Johnson signed and submitted a D.C. Residency Verification Form to OSSE for L.D. On this form, Defendant Johnson affirmed that she resided at 4501 3rd Street, S.E., Apt. A, Washington, D.C. 20032, signed a sworn statement of D.C. Residency, and certified that she understood the penalties for submitting false statements to the District.

65. On April 25, 2018, Defendant Johnson signed and submitted a D.C. Residency Verification Form to OSSE for J.J.J. On this form, Defendant Johnson affirmed that she resided at 4501 3rd Street, S.E., Apt. D, Washington, D.C. 20032, signed a sworn statement of D.C. Residency, and certified that she understood the penalties for submitting false statements to the District.

66. Defendant Johnson knew the information she provided on these forms was incorrect because, when she signed and submitted the forms, she knew that L.D. and J.J.J. were living with her in Clinton, Maryland and not at the District addresses she stated on the forms.

**Defendants' Failure to Pay Nonresident Tuition Owed**

67. Nonresident tuition for Defendants' child L.D. to attend District public charter schools during the 2016-2017 and 2017-2018 school years totals \$19,509.00.

68. Nonresident tuition for Defendants' child S.D. to attend District public charter schools during the 2016-2017 and 2017-2018 school years totals \$23,801.00.

69. Nonresident tuition for Defendant Johnson's child C.J. to attend a District public charter school during the 2014-2015, 2015-2016, 2016-2017, and 2017-2018 school years totals \$46,961.00.

70. Nonresident tuition for Defendant Johnson's child J.J.J. to attend a District public charter school during the 2017-2018 school year totals \$13,168.00.

71. Nonresident tuition for Defendant Johnson's child J.D.J. to attend a District public charter school during the 2015-2016 school year totals \$11,580.00.

72. Nonresident tuition for Defendant Johnson's child J.H. to attend District public charter schools during the 2015-2016, 2016-2017, and 2017-2018 school years totals \$35,381.00.

73. Nonresident tuition for Defendant Johnson's child J.J. to attend District public charter schools during the 2015-2016, 2016-2017, and 2017-2018 school years totals \$31,321.00.

74. To date, Defendants have not paid any of the nonresident tuition they owe to the District for L.D. and S.D.'s attendance at District public charter schools, and Defendant Johnson has not paid any of the nonresident tuition she owes to the District for C.J., J.J.J., J.D.J., J.H., and J.J.'s attendance at District public charter schools, nor have any tuition payments been made on their behalf.

**COUNT I (Defendant Johnson)**  
**False Claims Act**  
**Knowingly Making a False Record or Statement**  
**Material to Avoid an Obligation to Pay the District**  
**(D.C. Code § 2-381.02(a)(6))**

75. Paragraphs 1 through 74 are realleged as if fully set forth herein.

76. Defendant Johnson knowingly made, used, and caused to be made or used, false records or statements to conceal, avoid, or decrease a material obligation to pay the District. Defendant Johnson knowingly signed and submitted false enrollment documents for her seven children, causing District public charter schools to decline to charge nonresident tuition for her children's attendance alleged above during the 2014-2015, 2015-2016, 2016-2017, and 2017-2018 school years in violation of D.C. Code § 2-381.02(a)(6).

77. Defendant Johnson knowingly signed and submitted false enrollment documents for two of her children for the upcoming 2018-2019 school year in an effort to cause District public charter schools to decline to charge nonresident tuition for her children's attendance in the 2018-2019 school year.

**COUNT II (Defendant Davis)**  
**False Claims Act**  
**Knowingly Concealing and Knowingly and Improperly**  
**Avoiding or Decreasing and an Obligation to Pay the District**  
**(D.C. Code § 2-381.02(a)(6))**

78. Paragraphs 1 through 74 are realleged as if fully set forth herein.

79. Defendant Davis knowingly concealed and knowingly and improperly avoided or decreased an obligation to pay the District. Defendant Davis knew that he had an obligation to pay nonresident tuition for his two children, L.D. and S.D., because he, Defendant Johnson, and their two children did not reside in the District. Defendant Davis failed to notify the District of his, Defendant Johnson's, and their children's correct addresses, causing District public charter schools to



decline to charge nonresident tuition for his two children's attendance during the 2016-2017 and 2017-2018 school years in violation of D.C. Code § 2-381.02(a)(6).

**COUNT III (Defendant Davis)**  
**False Claims Act**  
**Knowingly Making a False Record or Statement**  
**Material to Avoid an Obligation to Pay the District**  
**(D.C. Code § 2-381.02(a)(6))**

80. Paragraphs 1 through 74 are realleged as if fully set forth herein.

81. Defendant Davis knowingly made, used, and caused to be made or used, false records or statements to conceal, avoid, or decrease a material obligation to pay the District. Defendant Davis knowingly signed and submitted false residency verification forms for his two children, L.D. and S.D., and one of Defendant Johnson's children, J.J.J., causing District public charter schools to decline to charge nonresident tuition for these children's attendance during the 2017-2018 school year in violation of D.C. Code § 2-381.02(a)(6).

**COUNT IV (Defendants)**  
**Unjust Enrichment**

82. Paragraphs 1 through 74 are realleged as if fully set forth herein.

83. By having their children, L.D. and S.D., attend a District public charter school for the 2016-2017 and 2017-2018 school years, and by avoiding their obligation to pay nonresident tuition to the District for that time period, Defendants have been unjustly enriched to the detriment of the District in the amount of \$43,310.00.

**COUNT V (Defendant Johnson)**  
**Unjust Enrichment**

84. Paragraphs 1 through 74 are realleged as if fully set forth herein.

85. By having her child C.J. attend a District public charter school for the 2014-2015, 2015-2016, 2016-2017, and 2017-2018 school years, and by avoiding her obligation to pay nonresident tuition to the District for that time period, Defendant Johnson has been unjustly enriched to the detriment of the District in the amount of \$46,961.00.

86. By having her child J.D.J attend a District public charter school for the 2015-2016 school year, and by avoiding her obligation to pay nonresident tuition to the District for that time period, Defendant Johnson has been unjustly enriched to the detriment of the District in the amount of \$11,580.00.

87. By having her child J.H. attend a District public charter school for the 2015-2016, 2016-2017, and 2017-2018 school years, and by avoiding her obligation to pay nonresident tuition to the District for that time period, Defendant Johnson has been unjustly enriched to the detriment of the District in the amount of \$35,381.00.

88. By having her child J.J. attend a District public charter school for the 2015-2016, 2016-2017, and 2017-2018 school years, and by avoiding her obligation to pay nonresident tuition to the District for that time period, Defendant Johnson has been unjustly enriched to the detriment of the District in the amount of \$31,321.00.

89. By having her child J.J.J. attend a District public charter school for the 2017-2018 school year, and by avoiding her obligation to pay nonresident tuition to the District for that time period, Defendant Johnson has been unjustly enriched to the detriment of the District in the amount of \$13,168.00.

**Prayer for Relief**

WHEREFORE, the District respectfully requests that judgment be entered in its favor and against Defendants on its claims, and that this Court impose damages and penalties as follows:

- (1) On Count I against Defendant Johnson, awarding the District treble statutory damages in an amount to be determined at trial, but not less than \$545,163.00 (three times \$181,721.00); civil penalties of not less than \$5,500.00 and not more than \$11,000.00, payable to the District, for each violation of the District's False Claims Act;
- (2) On Count II against Defendant Davis, awarding the District treble statutory damages in an amount to be determined at trial, but not less than \$129,930.00 (three times \$43,310.00); civil penalties of not less than \$5,500.00 and not more than \$11,000.00, payable to the District, for each violation of the District's False Claims Act;
- (3) On Count III against Defendant Davis, awarding the District awarding the District treble statutory damages in an amount to be determined at trial, but not less than \$104,952.00 (three times \$34,984.00); civil penalties of not less than \$5,500.00 and not more than \$11,000.00,

payable to the District, for each violation of the District's False Claims Act;

- (4) On Count IV against Defendants, awarding the District actual damages in an amount to be determined at trial, but not less than \$43,310.00;
- (5) On Count V against Defendant Johnson, awarding the District actual damages in an amount to be determined at trial, but not less than \$138,411.00;
- (6) Awarding the District interest, costs, and other recoverable expenses permitted by law; and
- (7) Awarding the District such other relief as may be just and proper.

**Jury Demand**

The District of Columbia hereby demands a trial by jury by the maximum number of jurors permitted by law.

Dated: May 7, 2018

Respectfully submitted,

KARL A. RACINE  
Attorney General for the District of Columbia

ROBYN R. BENDER  
Deputy Attorney General  
Public Advocacy Division

/s/ Catherine A. Jackson  
CATHERINE A. JACKSON [D.C. Bar #1005415]  
Chief, Public Integrity Section

/s/ Jessica M. Micciolo  
JESSICA M. MICCIOLO [D.C. Bar #1049090]  
Assistant Attorney General  
Office of the Attorney General  
441 4th Street, N.W., Suite 630 South  
Washington, D.C. 20001  
(202) 741-0762  
jessica.micciolo@dc.gov

Attorneys for the District of Columbia