



DEPARTMENT OF THE ATTORNEY GENERAL

DAVID Y. IGE
GOVERNOR

DOUGLAS S. CHIN
ATTORNEY GENERAL

For Immediate Release
April 2, 2015

News Release 2015-08

\$10,000 FINE FOR FAKE REPORTING IN FATAL NEGLECT CASE

HONOLULU – Attorney General Doug Chin announced today that a woman who misrepresented that she provided care to 88 year-old Nona Mosman in a fatal neglect case has paid a \$10,000 fine.

Lolita Schimmel signed logs relied upon by the case management and oversight agencies responsible for licensing and certification for her niece's Community Care Family Foster Home (CCFFH) in Waipahu. By signing the logs Schimmel represented to officials that she served as a caregiver for Mosman during extended absences by the primary caregiver and CCFFH owner Jennifer Polintan. Mosman eventually died due to substandard care.

Polintan and her father Francisco were convicted in connection with Mosman's death. Although Schimmel was not involved with Mosman's care, she signed attendance logs to further Jennifer Polintan's ability to remain in good standing with the oversight agencies.

"Schimmel's signatures falsely led officials to believe that Schimmel, a certified nurse aide, was providing care during Jennifer Polintan's absences, when she was not actually doing so," said Chin. Schimmel paid the fine pursuant to section 28-94, Hawaii Revised Statutes, which provides for civil penalties for those who facilitate neglect.

Schimmel cooperated and assisted with the investigation and prosecution of both Polintans. Jennifer Polintan is serving a one-year prison sentence for manslaughter. Her father, Francisco, was prosecuted by the Department of the Attorney General and convicted by a jury for endangering Mosman. His sentencing is scheduled for April 15, 2015, before the Honorable Fa'auuga L. To'oto'o, First Circuit Court.

The Schimmel case was prosecuted by Deputy Attorney General Michael Parrish. Community members who suspect that dependent adults are being abused or neglected should contact the Adult Protective Services at (808) 832-5115, or the Medicaid Fraud Control Unit at (808) 586-1058.

###

For more information, contact:

Michael Parrish
Deputy Attorney General
Criminal Justice Division
Medicaid Fraud Control Unit
(808) 586-1058

Anne Lopez
Special Assistant to the Attorney General
(808) 586-1284
Anne.E.Lopez@hawaii.gov
<http://ag.hawaii.gov>