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**FILED**  
Superior Court of California,  
County of Monterey  
**01/16/2026**

By: Maria Ramirez, Deputy Clerk

11 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
12 COUNTY OF MONTEREY, SALINAS DIVISION  
13  
14

15 **THE PEOPLE OF THE STATE OF**  
16 **CALIFORNIA,**

17 Plaintiff,

18 v.

19 **LUIS ARTAVIA, M.D.,** 26CR000577

20 **DR. SHOMIR BANERJEE,** 26CR000582

21 **DANNY PASCUAL LODEVICO,** 26CR000593

22 **NIMFA CAUILAN MOLINA,** 26CR000645

23 **FLOR ZULEMA MORA (a.k.a. FLOR**  
24 **ZULEMA MORA SALDANA),** 26CR000647

25 **CHRISTINE NUGUID-YEM,** and  
26 **DR. MARK N. SAMONTE,** 26CR000651

27 26CR000652  
Defendants.  
28

Case No. **26CR000577**

**FELONY COMPLAINT**

[AG DOCKET Nos.: LA2021305688 and  
LA2021301696]

1 The People of the State of California hereby allege that in the County of Monterey, and  
2 elsewhere within the State of California, before the making of this criminal complaint, the above-  
3 named defendants, LUIS ARTAVIA, M.D. ( ), DR. SHOMIR BANERJEE  
4 (DOB ), DANNY PASCUAL LODEVICO ( ), NIMFA CAUILAN  
5 MOLINA (DOB ), FLOR ZULEMA MORA ( ), CHRISTINE  
6 NUGUID-YEM (DOB ), and DR. MARK N. SAMONTE ( ), and  
7 committed the following different criminal offenses, all connected together in their commission,  
8 and being two or more different offenses of the same class of crimes or offenses, under separate  
9 counts:  
10

11 **COUNT 1**

12 **[Pen. Code § 550(a)(5) – Felony]**

13 **False or Fraudulent Claims –2, 3, or 5 years**

14 Beginning on or about April 1, 2016, and continuing through June 1, 2024, defendants  
15 DR. LUIS ARTAVIA, DR. SHOMIR BANERJEE, DANNY PASCUAL LODEVICO, NIMFA  
16 CAUILAN MOLINA, FLOR ZULEMA MORA, CHRISTINE NUGUID-YEM, DR. and DR.  
17 MARK N. SAMONTE, did aid, abet, solicit and/or conspire with another to knowingly prepare,  
18 make or subscribe a writing or writings, with the intent to present and use it, or to allow it to be  
19 presented, in support of a false and fraudulent **Medi-Cal** claim or claims, in violation of Penal  
20 Code section 550, subdivision (a)(5), a felony.

21 **COUNT 2**

22 **[Pen. Code § 550(a)(5) – Felony]**

23 **False or Fraudulent Claims –2, 3, or 5 years**

24 Beginning on or about April 1, 2016, and continuing through June 1, 2024, defendants  
25 DR. LUIS ARTAVIA, DR. SHOMIR BANERJEE, DANNY PASCUAL LODEVICO, NIMFA  
26 CAUILAN MOLINA, FLOR ZULEMA MORA, CHRISTINE NUGUID-YEM, DR. and DR.  
27 MARK N. SAMONTE did aid, abet, solicit and/or conspire with another to knowingly prepare,  
28 make or subscribe a writing or writings, with the intent to present and use it, or to allow it to be  
presented, in support of a false and fraudulent **Medicare** claim or claims, in violation of Penal



1 Code section 550, subdivision (a)(5), a felony.

2  
3 **COUNT 3**

4 **[Pen. Code, § 182(a)(1)]**

5 **Conspiracy to Commit a Crime – 2, 3, or 5 years Imprisonment**

6 Beginning on or about April 1, 2016, and continuing through June 1, 2024, defendants  
7 DR. LUIS ARTAVIA, DR. SHOMIR BANERJEE, DANNY PASCUAL LODEVICO, NIMFA  
8 CAUILAN MOLINA, FLOR ZULEMA MORA, CHRISTINE NUGUID-YEM, DR. and DR.  
9 MARK N. SAMONTE did unlawfully conspire together and with another person and persons  
10 whose identity is unknown to commit the crime of Healthcare Insurance Fraud, in violation of  
11 Penal Code section 182(a)(1), a felony; that pursuant to and for the purpose of carrying out the  
12 objectives and purposes of the aforesaid conspiracy, the said defendants committed the following  
13 overt acts at and in the County of Monterey:

14 **Overt Act #1**

15 On or about, and in between May 1, 2019, and continuing through October 31, 2023,  
16 Defendant Dr. Luis Artavia approved enrollment and recertifications of Compassionate Touch  
17 Hospice, Inc. patients for hospice services.

18 **Overt Act #2**

19 On or about, and in between March 5, 2020, and continuing through March 5, 2024,  
20 Defendant Dr. Shomir Banerjee approved enrollment and recertifications of Fountain Hospice,  
21 Inc. patients for hospice services.

22 **Overt Act #3**

23 On or about, and in between April 1, 2016, and continuing through June 1, 2024, Defendant  
24 Danny Pascual Lodevico and co-conspirators submitted claims to Medi-Cal managed care  
25 companies (MCOs) for hospice services for Spiritual Touch Hospice, Inc. patients.

26 **Overt Act #4**

1 On or about, and in between May 1, 2019, and continuing through October 31, 2023,  
2 Defendant Danny Pascual Lodevico and co-conspirators submitted claims to Medi-Cal managed  
3 care companies (MCOs) for hospice services for Compassionate Touch Hospice, Inc. patients.

4 Overt Act #5

5 On or about, and in between April 1, 2016, and continuing through June 1, 2024, Defendant  
6 Danny Pascual Lodevico and co-conspirators submitted claims to Medicare for hospice services  
7 for Spiritual Touch Hospice, Inc. patients.

8 Overt Act #6

9 On or about, and in between May 1, 2019, and continuing through October 31, 2023,  
10 Defendant Danny Pascual Lodevico and co-conspirators submitted claims to Medicare for  
11 hospice services for Compassionate Touch Hospice, Inc. patients.

12 Overt Act #7

13 On or about, and in between April 1, 2016, and continuing through June 1, 2024, Defendant  
14 Danny Pasqual Lodevico received payment for Medi-Cal claims into bank accounts in which he  
15 was the owner and/or signor.

16 Overt Act #8

17 On or about, and in between April 1, 2016, and continuing through June 1, 2024, Defendant  
18 Danny Pasqual Lodevico received payment for Medicare claims into bank accounts in which he  
19 was the owner and/or signor.

20 Overt Act #9

21 On or about, and in between April 1, 2016, and continuing through June 1, 2024, Defendant  
22 Nimfa Cauilan Molina, enrolled patients for hospice services.

23 Overt Act #10

24 On or about, and in between March 5, 2020, and continuing through March 5, 2024,  
25 Defendants Flor Zulema Mora and Christine Nuguid-Yem, along with co-conspirators, submitted  
26 claims to Medi-Cal managed care organizations (MCOs) for hospice services for Fountain  
27 Hospice, Inc. patients.

28 Overt Act #11



1 On or about, and in between March 5, 2020, and continuing through March 5, 2024,  
2 Defendants Flor Zulema Mora and Christine Nuguid-Yem, along with co-conspirators, submitted  
3 claims to Medicare for hospice services for Fountain Hospice, Inc. patients.

4 Overt Act #12

5 On or about, and in between March 5, 2020, and continuing through March 5, 2024,  
6 Defendants Flor Zulema Mora and Christine Nuguid-Yem received payment for Medi-Cal claims  
7 into bank accounts in which they were owners and/or signors.

8 Overt Act #13

9 On or about, and in between March 5, 2020, and continuing through March 5, 2024,  
10 Defendants Flor Zulema Mora and Christine Nuguid-Yem received payment for Medicare claims  
11 into bank accounts in which they were owners and/or signors.

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13 Overt Act #14

14 On or about, and in between April 1, 2016, and continuing through June 1, 2024, Defendant  
15 Dr. Mark N. Samonte approved enrollment and recertifications of hospice services for Spiritual  
16 Touch Hospice, Inc. patients.

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18 **SPECIAL ALLEGATION**

19 **[Pen. Code, § 186.11(a)(2)]**

20 **Aggravated White Collar Crime Enhancement**  
21 **Additional 2, 3, or 5 years State Prison**

22 Furthermore, as to counts 1, 2, and 3 the offense alleged are related felonies, a material  
23 element of which is fraud and embezzlement, which involved a pattern of related felony conduct,  
24 and the pattern of related felony conduct involved the taking of, and resulted in the loss by  
25 (Victim) of, more than five hundred thousand dollars (\$500,000), thus subjecting DR. LUIS  
26 ARTAVIA, DR. SHOMIR BANERJEE, DANNY PASCUAL LODEVICO, NIMFA CAUILAN  
27 MOLINA, FLOR ZULEMA MORA, CHRISTINE NUGUID-YEM, DR. and DR. MARK N.  
28 SAMONTE to the additional punishment provided for in Penal Code sections 186.11(a)(2).

1 NOTICE: Pursuant to Penal Code section 1170(h), prison custody time is to be served in  
2 state prison if the enhancement pursuant to Penal Code section 186.11 is imposed as part of a  
3 sentence for the above offense.  
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6 **SPECIAL ALLEGATION**

7 **Theft Amount over \$100,000 – Penal Code § 1203.045(a)**

8 It is further alleged that the offenses in Counts 1, 2 and 3 involved theft of over \$100,000,  
9 within the meaning of Penal Code Section 1203.045(a).

10 **SPECIAL ALLEGATION**

11 **Statute of Limitations for PC §803(C) Offenses**

12 It is further alleged that the offenses in Counts 1, 2 and 3 are described in Penal Code  
13 section 803, subdivision (c), that prosecution was commenced within four years after the  
14 discovery of the commission of the offense(s) or within four years after the completion of the  
15 offense(s) on June 4, 2024, within the meaning of Penal Code section 801.5.

16 **SPECIAL ALLEGATION**

17 **Continuous Course of Conduct – PC §801.5**

18 It is further alleged, pursuant to sections 801.5 and 803, subdivision (c) of the Penal Code,  
19 that the offenses alleged in Counts 1, 2, and 3 are felonies, and that no victim of said violation and  
20 no law enforcement agency chargeable with the investigation and prosecution of said violation had  
21 actual and constructive knowledge of said violations prior to July 20, 2021.

22 On or about March 23, 2021, the Department of Justice Division of Medi-Cal Fraud & Elder  
23 Abuse (DMFEA) Special Agent Craig Eastep was notified by Sam Orefice, Supervising Special  
24 Investigator of the California Board of Registered Nursing (BRN), that the BRN received  
25 notification that Defendant, Nimfa Molina, was committing fraud, associated with Spiritual Touch  
26 Hospice and Compassionate Touch Hospice.

27 On or about August 1, 2021, DMFEA Special Agent Aaron Adicoff was conducting  
28 interviews of Spiritual Touch Hospice and Compassionate Touch hospice patients. He noted claims



1 were submitted for these same patients by Genesis Health Services Inc., d/b/a Fountain Hospice.

2 On or about October 24, 2022, Qlarant Integrity Solution, LLC submitted a case referral to  
3 Special Agent Daniel Moriarty of the U.S. Department of Healthcare Services, Office of the  
4 Inspector General (HHS-OIG), regarding the potential fraud allegations involving Medicare  
5 beneficiaries who were patients of Genesis Health Services, Inc., dba Fountain Hospice. These  
6 offenses were not discovered earlier because neither DHCS, DOJ DMFEA, or HHS-OIG were  
7 aware that the defendants listed in Counts 1, 2, and, and 3 fraudulently billed for services between  
8 April 1, 2016 and March 23, 2021 because the defendants deliberately provided false information  
9 to support their claims for healthcare services.

10 It is further alleged that prosecution was commenced within four years after the discovery  
11 of the commission of the offense(s) or within four years after the completion of the offense(s),  
12 within the meaning of Penal Code section 801.5.

13  
14 **ALLEGATION OF CIRCUMSTANCES IN AGGRAVATION**

15 It is further alleged pursuant to California Penal Code section 1170(b)(2) as to the above  
16 felony offenses and allegations that the following circumstances in aggravation as defined in  
17 California Rules of Court section 4.421 apply and may justify the imposition of the upper term of  
18 imprisonment:

- 19 – (a)(4) Defendants induced others to participate in the commission of the crimes or  
20 occupied a position of leadership or dominance of other participants in their commission.  
21 – (a)(8) The manner in which the crime was carried out indicates planning, sophistication,  
22 or professionalism;  
23 – (a)(9) The crime involved an attempted or actual taking or damage of great monetary  
24 value;  
25 – (a)(11) Defendants took advantage of a position of trust or confidence to commit the  
26 offense;  
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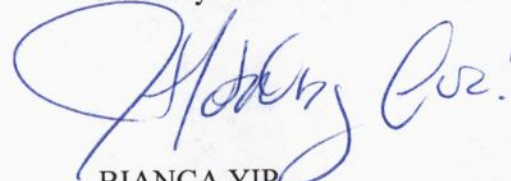
1 Further, attached and incorporated by reference is an Affidavit in Support of Arrest Warrant  
2 and Complaint completed by a sworn peace officer from the California Department of Justice  
3 which the complainant believes establishes probable cause for the arrest of defendants DR. LUIS  
4 ARTAVIA, DR. SHOMIR BANERJEE, DANNY PASCUAL LODEVICO, NIMFA CAUILAN  
5 MOLINA, FLOR ZULEMA MORA, CHRISTINE NUGUID-YEM, DR. and DR. MARK N.  
6 SAMONTE, for the above listed crimes. Wherefore, A WARRANT OF ARREST IS  
7 REQUESTED.  
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9  
10 I declare under penalty of perjury, on information and belief, pursuant to the laws of the  
11 State of California, that the foregoing is true and correct.  
12


13 Dated: January 13, 2026

Respectfully Submitted,

14 ROB BONTA  
Attorney General of California

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16 BIANCA YIP  
17 Deputy Attorney General  
Attorneys for The People of the State of  
18 California  
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21 JENNIFER HOTALING  
22 Deputy Attorney General  
Attorneys for The People of the State of  
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## REQUEST FOR DISCOVERY

Pursuant to Penal Code section 1054.5, subdivision (b), the People request from defendants and defense counsels all materials and information required to be disclosed to the prosecution by the defense under the authority of Penal Code section 1054.3, including the following:

1. The names and addresses of persons, other than the defendants, whom the defendants intend to call as witnesses at trial. [Pen. Code § 1054.3, subd. (a)].
2. Any relevant written or recorded statements of persons whom the defendants intend to call as witnesses at trial. [Pen. Code § 1054.3, subd. (a)].
3. Any reports of the statements of persons whom the defendants intend to call as witnesses at trial. [Pen. Code § 1054.3, subd. (a)].
4. Any reports or statements of experts made in connection with the case. [Pen. Code § 1054.3, subd. (a)].
5. Any results of physical or mental examinations, scientific tests, experiments or comparisons which the defendants intend to offer in evidence at the trial. [Pen. Code § 1054.3, subd. (a)].
6. Any real evidence which the defendants intend to offer in evidence at the trial. [Pen. Code § 1054.3, subd. (a)].

This is a continuing request for the above information. If the information becomes available at a future time, the prosecution, by this request, asks that it be immediately disclosed to the prosecution.