

116TH CONGRESS  
1ST SESSION

# H. R. 423

For the relief of Robert Feiss.

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## IN THE HOUSE OF REPRESENTATIVES

JANUARY 9, 2019

Ms. BROWNLEY of California introduced the following bill; which was referred to the Committee on the Judiciary

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## A BILL

For the relief of Robert Feiss.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. PAYMENT.**

4 The Secretary of the Treasury shall pay, out of any  
5 money in the Treasury not otherwise appropriated, the  
6 sum of \$39,709.66 to Robert Feiss of Ojai, California, in  
7 compensation for payments he was entitled to but did not  
8 receive for years 2011 through 2013 under the Primary  
9 Care Incentive Payment Program established under sec-  
10 tion 1833(x) of the Social Security Act (42 U.S.C.  
11 1395l(x)) and in consideration of the fact—

1           (1) that Robert Feiss has served as an out-  
2 spoken advocate for the health care needs of his pa-  
3 tients through his work as a primary care physician;  
4 and

5           (2) that, on May 30, 2018, the United States  
6 Court of Federal Claims found that “It appears  
7 that, through no fault of his own, plaintiff has lost  
8 over \$39,000 in government Medicare incentive pay-  
9 ments that he was entitled to by providing Family  
10 Practice services” and that “the evidence strongly  
11 supports plaintiff’s argument that he was providing  
12 Family Practice services and should have been clas-  
13 sified as such, but a coding error denied plaintiff  
14 this status for several years”.

15 **SEC. 2. SATISFACTION OF CLAIM.**

16           The sum paid under section 1 shall be in full satisfac-  
17 tion of any claims that Robert Feiss may have against  
18 the United States arising on the basis of payments owed  
19 for years 2011 through 2013 under the Primary Care In-  
20 centive Payment Program described in section 1(1)(B).

21 **SEC. 3. LIMITATION ON ATTORNEY FEES.**

22           Not more than 10 percent of the sum paid under sec-  
23 tion 1 shall be paid to or received by any agent or attorney  
24 for services rendered in connection with the recovery of

1 such sum. Any person who violates this section shall be  
2 fined under title 18, United States Code.

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