



including a showing of a protectible interest and an ascertainable claim to relief under the statutes cited; and a showing for purposes of the interlocutory relief granted herein a fair likelihood of success on the merits on the causes of action pled.

Defendants and satisfied the State met the requirements for a temporary restraining order pursuant to the Illinois Insurance Claims Fraud Prevention Act, 740 ILCS § 92/5(b), it is hereby ordered that:

(1) The People's Motion for a Temporary Restraining Order is granted in part; Defendants ZT Technical Services, Inc., ZT Technical Services, LLC, ZT Technical Services Sub, LLC, HTZ Technical Services, Inc., Veridian Health, LLC, Veridian Health Management, LLC, ClarigoMed, LLC, Medical Alliances, LLC, Prema, LLC, Diagnostic Services America, LLC, Neurological Testing Services, LLC, Edward J. Herba & Associates, S.C., Associated Neurologists and Radiologists, SC, Diagnostic Neurological Medical Practice, P.A., Diagnostics Unlimited, LLC, American Neurologists and Radiologists, SC, Millennium Neuroscience, PA, Empire State Medical Diagnostics, P.C., Garden State Neurological Medical Practice, PC, Keystone Neurology, PC, Key West Neurology, PA, Lake Cook Neurology, SC, Lincoln Neurology, SC, Mid Atlantic Neurology, SC, Tampa Bay Neurology, PA, Heritage Neurology Group, PC, Great Lakes Neurologists & Radiologists, SC, Gulf Port Neurology Group, PC, Gulf Stream Neurology, PA, Oceanside Therapy, PA, Smoky Mountain Therapy, PC, Sooner Neurology, PC, Red River Neurology, PA, Rio Grande Neurology, PA, Stone Mountain Neurology, PC, Affiliated Diagnostic Associates, LLC, Affiliated Neurological and Radiological, LLC, Total Neurological Diagnostic Care, PA, Tri State Neurology, PC, Alabaster Neurology, PC, Augusta Neurology & Therapy, PC, Boulder Neurology, PC, Cape Cod Therapy, PC, Buckeye State Neurology Corp., Bayou Neurology Professional Corporation, Crimson Tide Neurology, PC, Delta Therapy, PC, American Medical Consulting Group, LLC, Factor, LLC, Factors, LLC, MISU LLC, Universal Illinois, LLC, Universal Florida, LLC, Rubin Consulting Group, Inc., MR Family Limited Partnership, Rubin Family Trust(s), Venture Capital Partners,

LLC, Venture Capital Lending Partners, LLC, their agents, employees, successors and anyone else acting for or on their behalf ("Defendants" herein"), hereafter are enjoined from:

(a) Billing or submitting a claim for payment to insurance companies including Blue Cross/Blue Shield of Illinois, Aetna U.S. Healthcare, Allstate, United Healthcare, Guardian, Principal Life Insurance, Benchmark Health Insurance Company, CMMS and State Farm for electrodiagnostic testing, including nerve conduction velocity tests, that have no diagnostic value, lack medical necessity and/or are conducted by technicians that are not under the direct supervision of a physician; and

(b) Defendants as set forth in paragraph (1) are further enjoined from transferring, selling, encumbering, dissipating, wasting or otherwise disposing or diminishing the value of any assets or property identified in the property addendum attached hereto as "Exhibit A" except to pay expenses or costs required in the ordinary course of business or to comply with the terms of any existing order entered by the trial court in Lake County in Case No. 04 D 1724 or otherwise authorized by this Court. All other defendants are not enjoined by this Order.

IT IS FURTHER ORDERED THAT:

(1) This Temporary Restraining Order shall remain in effect until a ruling on Plaintiff's Motion for Preliminary Injunction has been made or otherwise ordered by this Court;

(2) The parties may initiate discovery and shall confer promptly regarding a case management discovery schedule and hearing for a preliminary injunction;

(3) This matter is set for status on May 20, 2005 at 10:45 a.m. for a case management conference at which time a case management schedule shall be submitted to the Court and a date for the preliminary injunction hearing set;

(4) The 2-615 and 2-619 Motion to Dismiss the People's Verified First Amended Complaint filed by the Movant Defendants (including ZT Technical Services, Inc., ZT Technical

Services, LLC, ZT Technical Services Sub, LLC, HTZ Technical Services, Inc, Veridian Health, LLC, Veridian Health Management, LLC, ClarigoMed, LLC, Medical Alliances, LLC, Prema, LLC, Diagnostic Services America, LLC, Neurological Testing Services, LLC, Mitchell E. Rubin, Rubin Consulting Group, Inc., MR Family Limited Partnership, Rubin II Family Partnership, Rubin Family Trust(s), Venture Capital Partners, LLC, Venture Capital Lending Partners, LLC, Dan Asher, Fred Goldman, GTA Group, LLC and Edward J. Herba) insofar as it is directed at Counts I and II is denied and insofar as it is directed at Counts III and VI, the parties shall submit a proposed briefing schedule to the Court on or before the case management conference set for May 20, 2005 at 10:45 a.m.

Dated: May 13, 2005

Entered:

**ENTERED**

MAY 19 2005

JUDGE

~~RICHARD J. BILLIK - 1585~~

Judge Richard J. Billik, Jr.

## EXHIBIT A

### Property/Asset Description

#### I. Mitchell/Suzanne Rubin Real Estate

- \$6.5 million property located at 5814 Pintail Lane in Long Grove, Illinois
- Proceeds from sale of residence located at 3869 N.W. 66<sup>th</sup> Lane, Woodfield Country Club in Boca Raton, Florida (\$530,000 net proceeds)
- Condominium located at 1200 W. Monroe, Unit 620, Chicago, Illinois (\$670,606)
- Condominium located at 1200 W. Monroe, Unit 730, Chicago, Illinois (\$695,800)

#### II. Mitchell/Suzanne Rubin Automobiles

- 2003 Bentley Arnage (est. value. \$225,000)
- 2004 Maybach 57 (\$370,000)
- 2003 Ashton Martin Vanquish (\$230,000)
- 2005 Mercedes CL 65 (\$178,000)
- 2004 Mercedes G500 Truck (\$80,000)
- 2004 Mercedes SL600 (\$100,000)
- 2005 Cadillac Escalade
- 2003 Lexus LX 470 (\$70,000)
- 1999 Lexus RX300
- 2001 Acura MDX

#### III. Jet Aircraft

- Gulfstream private aircraft (\$1,000,000 est. value. owned by Rubin Consulting Group, Inc.)
- Private aircraft (owned by Mitchell E. Rubin or an entity in which he has an ownership interest)

#### IV. All bank, investment accounts and stock held in the name(s) of Mitchell E. Rubin and Suzanne Rubin and any entities in which he, she or they have an ownership interest in, including but not limited, and subject to further discovery:

- ZT Technical Services, LLC;
- ZT Technical Services, Inc.;
- ZT Technical Services Sub, LLC;
- Veridian Health, LLC;
- Veridian Health Management, LLC;
- Rubin Consulting Group, Inc.;
- Factor, LLC and/or Factors, LLC;

- MR Family Limited Partnership;
- SR Irrevocable Trusts, Rubin II Family Partnership;
- Rubin Family Trust(s), Venture Capital Partners, LLC;
- Venture Capital Lending Partners, LLC;
- MISU, LLC; Universal Illinois, LLC; and
- Universal Florida, LLC.

V. All bank, investment accounts, stock and receivables for the medical corporations managed by ZT Technical Services, LLC or Veridian Health, LLC or any of their affiliates or subsidiaries, including but not limited to and subject to further discovery:

- ClarigoMed, LLC;
- Medical Alliances, LLC;
- Prema, LLC;
- Diagnostic Services America, LLC;
- Neurological Testing Services, LLC;
- Edward J. Herba, M.D. & Associates, S.C.;
- Associated Neurologists & Radiologists, SC;
- Diagnostic Neurological Medical Practice, P.A.;
- Diagnostics Unlimited, LLC, Millennium Neuroscience, PA;
- American Neurologists and Radiologists, SC;
- Empire State Medical Diagnostics, PC;
- Garden State Neurological Medical Practice, PC;
- Keystone Neurology, PC, Key West Neurology, PA;
- Lake Cook Neurology, SC, Lincoln Neurology, SC;
- Mid Atlantic Neurology, SC, Tampa Bay Neurology, PA;
- Heritage Neurology Group, PC;
- Great Lakes Neurologists & Radiologists, SC;
- Gulfport Neurology Group, PC, Gulf Stream Neurology, PA;
- Oceanside Therapy, PA, Smoky Mountain Therapy, PC;
- Sooner Neurology, PC;
- Red River Neurology, PA;
- Rio Grande Neurology, PA, Stone Mountain Neurology, PC;
- Affiliated Diagnostic Associates, LLC;
- Affiliated Neurological & Radiological Assoc., PA;
- Total Neurological Diagnostic Care, PA;
- Tri State Neurology, PC, Alabaster Neurology, PC;
- Augusta Neurology & Therapy, PC, Boulder Neurology, PC;
- Cape Cod Therapy, PC;
- Buckeye State Neurology Corp.;
- Bayou Neurology Professional Corp.;
- Crimson Tide Neurology, PC;
- Delta Therapy, PC;
- American Medical Consulting Group, LLC;
- Neurological Testing Services, LLC;
- Edward J. Herba M.D. & Associates, SC;

- Associated Neurology and Radiology, SC;
- Diagnostic Neurological Medical Practice, SC;
- American Neurology and Radiology, LLC;
- Millennium Neuroscience, LLC;
- Empire State Medical Diagnostics, LLC;
- Affiliated Diagnostic Association, LLC;
- Affiliated Neurological and Radiological, LLC;
- Total Neurological Diagnostic Care, LLC; and
- American Medical Consulting Group, LLC.