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Fraud Enforcement and Recovery Act of 2009

The Fraud Enforcement and Recovery Act of 2009 (“FERA”) was signed into law on May 20, 2009. FERA’s purpose is to improve the enforcement of fraud related to Federal assistance and relief programs and for the recovery of the funds lost to such fraud. FERA extends the prohibition against defrauding the United States to include any grants, contracts, subcontracts, subsidy, loan, guarantee, insurance, or other form of Federal assistance, including assistance provided through the Troubled Asset Relief Program, or an economic stimulus, recovery or rescue plan provided by the federal government.

FERA also amends the False Claims Act to expand liability for making false claims to the federal government and to apply liability for presenting a false claim of payment or approval. The False Claims Act is also amended to provide penalties for civil actions.

For more information please contact Popovits & Robinson at 708/479-3230.

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