

## CLIENT ALERT

### Bad Alchemy: Turning Estimates Into Fraud

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Building on comments at the Nash & Cibinic Roundtable, David Bodenheimer challenges the oxymoronic trend of government agencies and qui tam whistleblowers to assert defective pricing or false claims based upon second-guessing poor estimates. In his article "'False' or 'Inaccurate' Estimates" published in the December 2005 Briefing Paper ([http://www.crowell.com/pdf/Expertise/GovtContracts/BriefingPapers\\_Bodenheimer.pdf](http://www.crowell.com/pdf/Expertise/GovtContracts/BriefingPapers_Bodenheimer.pdf)), he explains that estimating -- due to its inherently risky and predictive nature -- requires judgmental forecasts long recognized as appropriate by government pricing guidelines and not suitable for defective pricing and fraud suits complaining about bad estimates of future events.

For more information, please contact the professional(s) listed below, or your regular Crowell & Moring contact.

**David Z. Bodenheimer**

Partner – Washington, D.C.

Phone: +1 202.624.2713

Email: [dbodenheimer@crowell.com](mailto:dbodenheimer@crowell.com)