

19TH JUDICIAL DISTRICT COURT FOR THE PARISH OF EAST BATON ROUGE

STATE OF LOUISIANA

NUMBER: 641 928

SECTION: 26

JAMES J. DONELON
COMMISSIONER OF INSURANCE FOR THE STATE OF LOUISIANA
VERSUS
LOUISIANA HEALTH COOPERATIVE, INC.

FILED: _____

DEPUTY CLERK

ORDER

Considering the motion to establish a March 31, 2016 deadline for submission of claims and process for claims processing of James J. Donelon, Commissioner of Insurance for the State of Louisiana as Rehabilitator of Louisiana Health Cooperative, through the Commissioner's Court-appointed Receiver, Billy Bostick ("LAHC"), and the Court finding that LAHC is entitled to the relief requested,

IT IS ORDERED that LAHC be and hereby is authorized and permitted to:

- 1) Send notice, in the form(s) submitted by LAHC, to all LAHC policyholders, members, enrollees and subscribers, to all LAHC vendors, to all LAHC agents/brokers, providers, and to all known LAHC creditors requiring any and all LAHC claimants to submit to LAHC any and all claims on or before March 31, 2016 ;
- 2) Permit publication of notice, in the form submitted by LAHC, of the requirement that all LAHC claimants submit any and all claims on or before the March 31, 2016 deadline in New Orleans Times Picayune, the Baton Rouge Advocate, the Lake Charles American Press, the Shreveport Times, the Lafayette Advisor, the Monroe Star and the Alexandria Town Talk advising LAHC claimants of the March 31, 2016 deadline for filing claims in order to ensure the widest possible distribution of notice to LAHC policyholders, members, enrollees and subscribers, to LAHC agents/brokers, to LAHC vendors and to providers;
- 3) Require that all LAHC policyholders, members, enrollees and subscribers, all LAHC vendors, all LAHC agents/brokers, and all known LAHC creditors return a completed form to LAHC on or before the March 31, 2016 deadline setting forth the amount claimed as due from LAHC and any and all supporting documents (other than duplicate claims

already being processed by LAHC submitted by providers), unless for good cause shown and at the discretion of the LAHC Receiver.

IT IS FURTHER ORDERED that LAHC be and hereby is authorized and directed to send such notices directing the filing of claims against LAHC on or before the March 31, 2016 deadline to all known LAHC claimants at the last known address on the LAHC books and records, via U. S. mail.

IT IS FURTHER ORDERED that LAHC authorized and directed to select one or a combination of the following methods for possible future payment of provider claims such that:

a) LAHC shall pay any and all valid claims for health services for LAHC policyholders, members, subscribers and enrollees unpaid as of July 7, 2015, the date of the LAHC Board Resolution adopting a wind down plan for LAHC, which wind down plan was authorized by the Louisiana Department of Insurance, at an as yet undetermined and undeterminable percentage of agreed upon contractual rates (without interest, penalty, or contractual acceleration of charges to billed charges), until further collection of additional funds and further order of the Court;

and/or

b) LAHC shall pay any and all valid claims for health services for LAHC policyholders, members, subscribers and enrollees unpaid as of July 7, 2015, the date of the LAHC Board Resolution adopting a wind down plan for LAHC, which wind down plan was authorized by the Louisiana Department of Insurance, at the maximum amount that would be paid under Title XVIII of the Social Security Act, 42 USC 301, et seq. for the federal Medicare program in accordance with principles established by La. R.S. 22: 254 (G) (3), and in spite of the fact that no order of liquidation has yet been requested or entered in these proceedings,

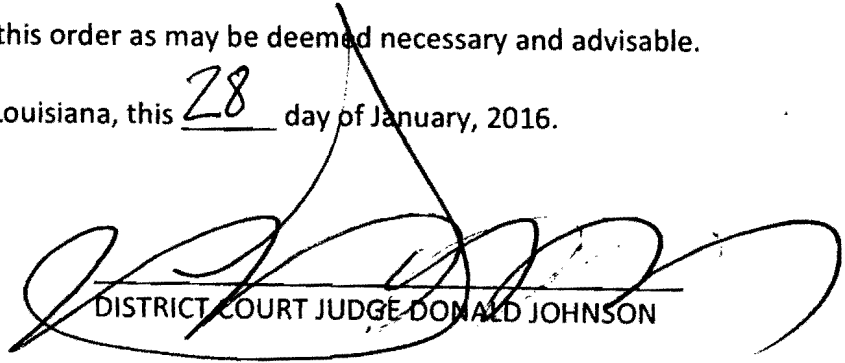
which selection of a method/s for claims payments shall be selected by LAHC, at LAHC's sole discretion, and as LAHC deems necessary or advisable, in order to implement the foregoing based on the calculation of the impact of each methods on LAHC's yet to be determined negative financial condition.

IT IS FURTHER ORDERED that, in spite of the fact that LAHC policies and certificates of coverage have been canceled, that to the extent possible as determined by LAHC, any and all claims of LAHC policyholders, members, enrollees and subscribers as to previously determined member responsibility for deductibles, co-payments, co-insurance and the like will not be affected in the re-processing of provider claims.

IT IS FURTHER ORDERED that no LAHC claimant shall file a duplicate and/or previously submitted claim, and that in the event an LAHC claimant files such duplicate and/or previously submitted claim LAHC shall be entitled to charge and/or collect a \$10.00 fee for each line of an invoice from any and all LAHC claimants who submit a claim previously submitted to LAHC and already reflected in the LAHC claims processing system.

IT IS FURTHER ORDERED that LAHC is granted all power and authority to accomplish the task of implementing this order as may be deemed necessary and advisable.

Baton Rouge, Louisiana, this 28 day of January, 2016.

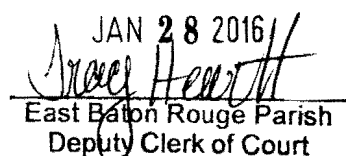

DISTRICT COURT JUDGE DONALD JOHNSON

FILED
EAST BATON ROUGE PARISH, LA

2016 JAN 28 PM 3:13


DEPUTY CLERK OF COURT

CERTIFIED TRUE AND
CORRECT COPY

JAN 28 2016

East Baton Rouge Parish
Deputy Clerk of Court