

STONE PIGMAN WALTHER WITTMANN L.L.C.
COUNSELLORS AT LAW

ONE AMERICAN PLACE, SUITE 1150
301 MAIN STREET
BATON ROUGE, LOUISIANA 70825
(225) 490-5800
FAX (225) 490-5860
www.stonepigman.com

OUR FILE NUMBER

W. BRETT MASON
DIRECT DIAL: (225) 490-5814
DIRECT FAX: (225) 490-5860
E-mail: bmason@stonepigman.com

65,531

August 11, 2020

19th Judicial District Court
Clerk of Court
P.O. Box 1991
Baton Rouge, LA 70821

Re: *James J. Donelon, Commission of Insurance for the State of Louisiana v. Terry S. Shilling, et al.*, No. 651,069, Section 22, 19th Judicial District

Dear Clerk:

On behalf of defendant, Group Resources Incorporated, please serve the enclosed four Notices of Records Depositions along with subpoenas duces tecum for production of documents as indicated therein, on the agent for service of process for Verity HealthNet, LLC, First Health Group Corp., and Bswift LLC., as follows:

CT Corporation System
3867 Plaza Tower, 1st Floor
Baton Rouge, LA 70816

Please serve the fourth enclosed Notice and subpoena duces tecum on Procure Pharmacy Benefit Manager, Inc. on its agent as follows:

Paracorp Incorporated
3867 Plaza Tower, 1st Floor
Baton Rouge, LA 70816
Our firm check is enclosed to cover the filing and service fees.

August 11, 2020

Our firm check to cover the filing and service fees is enclosed.

With kind regards, I am,

Very truly yours,

A handwritten signature in cursive script, appearing to read "Dorothy L. Sullivan".

Dorothy L. Sullivan,
Paralegal to W. Brett Mason

Encls.

cc: All counsel of record via email

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

STATE OF LOUISIANA

NO. 651,069

SECTION 22

JAMES J. DONELON, COMMISSIONER OF INSURANCE FOR THE STATE OF
LOUISIANA, IN HIS CAPACITY AS REHABILITATOR OF LOUISIANA
HEALTH COOPERATIVE, INC.

VERSUS

TERRY S. SHILLING, et al

NOTICE OF RECORDS DEPOSITION TO
VERITY HEALTHNET, LLC

TO: Verity HealthNet, LLC,
through its registered agent
CT Corporation System
3867 Plaza Tower Drive
Baton Rouge, LA 70816

James J. Donelon
Through his counsel of record
J. E. Cullens Jr.
Edward J. Walters, Jr.
Darrel J. Papillion
Andrée M. Cullens
S. Layne Lee
WALTERS, PAPIILLION,
THOMAS, CULLENS, LLC
12345 Perkins Road, Bldg. One
Baton Rouge, LA 70810

Buck Global, LLC
James A. Brown
A'Dair Flynt
Liskow & Lewis
One Shell Square
701 Poydras Street, #5000
New Orleans, LA 70139

Milliman, Inc.
Through its counsel of record
Harry Rosenberg
Phelps Dunbar
365 Canal Street
Suite 2000
New Orleans, LA 70130

Allied World Specialty Ins. Co.
Through its counsel of record
Michael A. Balascio
Barrasso Usdin Kupperman
909 Poydras Street
24th Floor
New Orleans, LA 70112

Atlantic Specialty Ins. Co.
Through its counsel of record
Seth A. Schmeeckle
Lugenbuhl, Wheaton, Peck
601 Poydras Street
Suite 2775
New Orleans, LA 70130

Evanston Insurance Company
Karl H. Schmid
Simone M. Almon
Degan, Blanchard, & Nash
400 Poydras Street
Suite 2600
New Orleans, LA 70130

RSUI Indemnity, Inc.
Through its counsel of record
George D. Fagan
Leake & Andersson
1100 Poydras Street
Suite 1700
New Orleans, LA 70163

Terry S. Schilling
Through his counsel of record
Thomas McEachin
Schonekas, Evans, McGoey
909 Poydras Street, Suite 1600
New Orleans, LA 70112

Zurich American Ins. Co.
Through its counsel of record
Mr. John W. Hite, III
Salley, Hite, Mercer & Resor, LLC
365 Canal Street
Suite 1710
New Orleans, LA 70130

Warner L. Thomas IV, Peter November,
Michael Hulefeld, Scott Posecai, Patrick
Quinlan, and William A. Oliver
Through their counsel of record
Robert B. Bieck, Jr.
Jones Walker LLP
201 St. Charles Avenue
49th Floor
New Orleans, LA 70170

PLEASE TAKE NOTICE that undersigned counsel for Defendant, Group Resources Incorporated, will take the deposition of Verity Healthnet, LLC ("Verity") **for records only** at the offices of W. Brett Mason, Esq., Stone Pigman Walther Wittmann L.L.C., 301 Main Street, Suite 1150, Baton Rouge, LA 70825, on **September 14, 2020**, at 11:00 a.m. Verity is hereby directed to appear at the records deposition on the date and time set forth above and produce the following records:

All documents listed on the attached Exhibit "A"

The definitions set forth on the attached Exhibit "B" apply to the documents requested herein and as set forth on Exhibit "A" hereto.

No appearance from Verity is required if it produces the requested documents to undersigned counsel at the offices of Stone Pigman Walther Wittmann LLC, 301 Main Street, Ste. 1150, Baton Rouge, LA 70825, on or before September 14, 2020 at 11:00 a.m.



W. Brett Mason, La. Bar No. 22511
Michael W. McKay, La. Bar No. 9362
Justin P. Lemaire, La. Bar No. 29948
Walter F. Metzinger III, La. Bar No. 37799
Of
Stone Pigman Walther Wittmann LLC
301 Main St., Ste. 1150
Baton Rouge, LA 70825
Telephone: (225) 490-5812

Attorneys for Defendant, Group Resources Incorporated

CERTIFICATE

I hereby certify that a copy of the above and foregoing Notice of Records
Deposition has been served upon all counsel of record by email this 11 day of August, 2020.

Brett Mason
W. BRETT MASON

EXHIBIT "A"

DOCUMENTS TO BE PRODUCED

- a) Any and all documents evidencing agreements between Verity and Louisiana Health Cooperative, Inc.
- b) Any and all statement(s) of work that describe the purpose and scope of the work to be completed in connection with the establishment and maintenance of any electronic connections between Verity and Louisiana Health Cooperative, Inc.
- c) Any and all electronic calendar invitations or other documents that evidence the time and/or venue for any meetings or telephone conferences related to any project connections associated with Verity's work in connection with the Project.
- d) Any and all electronic calendar invitations or other documents that evidence the time and/or venue for any meetings or telephone conferences related to any project connections associated with Verity's work in connection with the Project.
- e) Any and all telephone or call logs or other documents that give the time and/or purpose of any calls directly related to the statement(s) of work and data exchange tasks associated with the Project.
- f) Any and all ongoing project email threads, either through an email platform like Exchange or a project management program (software) (e.g., Basecamp) or platform that describes the project and the actions that need to be completed by both Louisiana Health Cooperative, Inc. and Verity to establish and maintain the electronic connections.
- g) Any and all progress reports that depict the ongoing status of the Project and any issues associated therewith.
- h) Any and all service tickets (opened or closed) associated with workflow process problems on the Project while Verity was a preferred provider organization for Louisiana Health Cooperative, Inc.
- i) Any and all weekly and/or monthly billings that depict electronic transaction counts (claim volumes) for each billing cycle associated with the Project.
- j) Any and all documents evidencing agreements between Verity and Group Resources Incorporated.
- k) Any and all documents evidencing agreements between Verity and CGI Technologies and Solutions, Inc.
- l) Any and all documents evidencing agreements between Verity and Beam Partners, LLC.
- m) Any and all statement(s) of work that describe the purpose and scope of the work to be completed in connection with the establishment and ongoing maintenance of the electronic connections between Verity and CGI Technologies and Solutions, Inc. in connection with the Project.
- n) Any and all statement(s) of work that describe the purpose and scope of work to be completed in connection with the establishment and ongoing maintenance of the electronic connections between Verity and Group Resources Incorporated in connection with the Project.
- o) Any and all statement(s) of work that describe the purpose and scope of work to be completed in connection with the establishment and ongoing

maintenance of the electronic connections between Verity and Beam Partners, LLC in connection with the Project.

EXHIBIT "B"

DEFINITIONS

The following definitions apply to the document requests noted hereinabove:

- (a) "Verity" shall refer collectively to Verity HealthNet, LLC and any of its parent companies, affiliates, subsidiaries, officers, directors, agents, representatives, partners, members, employees or anyone acting or purporting to act on behalf of the foregoing.
- (b) "You" and "your" shall refer collectively to Verity and any of its parent companies, affiliates, subsidiaries, officers, directors, agents, representatives, partners, members, employees or anyone acting or purporting to act on behalf of the foregoing.
- (c) "Documents" shall be used in its broadest sense and shall mean and include, but not be limited to, all writings of any kind, nature or character, including the originals and all non-identical copies, including without limitation, all written, printed, typed, recorded, or graphic matter of any kind and description and electronically stored information, and all attachments and appendices thereto. Without limiting the foregoing, the terms "document" and "documents" shall include all correspondence, agreements, affidavits, appraisals, letters, counter letters, emails, contracts, surveys, maps, brochures, plats, charts, advertisements, memoranda, notes, diaries, diary entries, telegrams, telexes, interoffice and intra office communications, messages, notations of any sorts of conversations, reports, studies, checks, statements, receipts, returns, summaries, pamphlets, books, calendars, calendar entries, appointment books, worksheets, ledgers, journals, trust instruments, computer printouts, resolutions, promissory notes, circulars, pleadings, motions, and all drafts, alterations, modifications, changes and amendments to any of the foregoing.
- (d) "Relating to" means concerning, relating to, referring to, describing, evidencing, constituting, regarding, respecting, pertaining to, affecting, with regard to, touching or connected with.
- (e) "Project" means the operation of Louisiana Health Cooperative, Inc. and any and all work associated with Louisiana Health Cooperation, Inc.

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

STATE OF LOUISIANA

NO. 651,069

SECTION 22

JAMES J. DONELON, COMMISSIONER OF INSURANCE FOR THE STATE OF
LOUISIANA, IN HIS CAPACITY AS REHABILITATOR OF LOUISIANA
HEALTH COOPERATIVE, INC.

VERSUS

TERRY S. SHILLING, et al

NOTICE OF RECORDS DEPOSITION TO
FIRST HEALTH GROUP CORP.

TO: First Health Group Corp.,
through its registered agent
CT Corporation System
3867 Plaza Tower Drive
Baton Rouge, LA 70816

James J. Donelon
Through his counsel of record
J. E. Cullens Jr.
Edward J. Walters, Jr.
Darrel J. Papillion
Andrée M. Cullens
S. Layne Lee
WALTERS, PAPIILLION,
THOMAS, CULLENS, LLC
12345 Perkins Road, Bldg. One
Baton Rouge, LA 70810

Buck Global, LLC
James A. Brown
A'Dair Flynt
Liskow & Lewis
One Shell Square
701 Poydras Street, #5000
New Orleans, LA 70139

Milliman, Inc.
Through its counsel of record
Harry Rosenberg
Phelps Dunbar
365 Canal Street
Suite 2000
New Orleans, LA 70130

Allied World Specialty Ins. Co.
Through its counsel of record
Michael A. Balascio
Barrasso Usdin Kupperman
909 Poydras Street
24th Floor
New Orleans, LA 70112

Atlantic Specialty Ins. Co.
Through its counsel of record
Seth A. Schmeeckle
Lugenbuhl, Wheaton, Peck
601 Poydras Street
Suite 2775
New Orleans, LA 70130

Evanston Insurance Company
Karl H. Schmid
Simone M. Almon
Degan, Blanchard, & Nash
400 Poydras Street
Suite 2600
New Orleans, LA 70130

RSUI Indemnity, Inc.
Through its counsel of record
George D. Fagan
Leake & Andersson
1100 Poydras Street
Suite 1700
New Orleans, LA 70163

Terry S. Schilling
Through his counsel of record
Thomas McEachin
Schonekas, Evans, McGoey
909 Poydras Street, Suite 1600
New Orleans, LA 70112

Zurich American Ins. Co.
Through its counsel of record
Mr. John W. Hite, III
Salley, Hite, Mercer & Resor, LLC
365 Canal Street
Suite 1710
New Orleans, LA 70130

Warner L. Thomas IV, Peter November,
Michael Hulefeld, Scott Posecai, Patrick
Quinlan, and William A. Oliver
Through their counsel of record
Robert B. Bieck, Jr.
Jones Walker LLP
201 St. Charles Avenue
49th Floor
New Orleans, LA 70170

PLEASE TAKE NOTICE that undersigned counsel for Defendant, Group Resources Incorporated, will take the deposition of First Health Group Corp. ("First Health") **for records only** at the offices of W. Brett Mason, Esq., Stone Pigman Walther Wittmann L.L.C., 301 Main Street, Suite 1150, Baton Rouge, LA 70825, on **September 14, 2020**, at 1:00 p.m. First Health is hereby directed to appear at the records deposition on the date and time set forth above and produce the following records:

All documents listed on the attached Exhibit "A";

The definitions set forth on the attached Exhibit "B" apply to the documents requested herein and as set forth on Exhibit "A" hereto.

No appearance from First Health is required if it produces the requested documents to undersigned counsel at the offices of Stone Pigman Walther Wittmann LLC, 301 Main Street, Ste. 1150, Baton Rouge, LA 70825, on or before September 14, 2020 at 1:00 p.m.



W. Brett Mason, La. Bar No. 22511
Michael W. McKay, La. Bar No. 9362
Justin P. Lemaire, La. Bar No. 29948
Walter F. Metzinger III, La. Bar No. 37799
Of
Stone Pigman Walther Wittmann LLC
301 Main St., Ste. 1150
Baton Rouge, LA 70825
Telephone: (225) 490-5812

*Attorneys for Defendant, Group Resources
Incorporated*

CERTIFICATE

I hereby certify that a copy of the above and foregoing Notice of Records
Deposition has been served upon all counsel of record by email this 11 day of August ,
2020.



W. BRETT MASON

EXHIBIT "A"

DOCUMENTS TO BE PRODUCED

- a) Any and all documents evidencing agreements, including but not limited to, business associate agreements, contracts, etc., between First Health, on the one hand, and Louisiana Health Cooperative, Inc., Beam Partners, LLC, Group Resources Incorporated, or CGI Technologies and Solutions, Inc., on the other, relating to the Project.
- b) Any and all statement(s) of work that describe the purpose and scope of the work to be completed in connection with the establishment and maintenance of any electronic connections between First Health, on the one hand, and Louisiana Health Cooperative, Inc., Beam Partners, LLC, Group Resources, Inc. and/or CGI Technologies and Solutions, Inc., on the other, in connection with the project.
- c) Any and all electronic calendar invitations or other documents that depict the time and/or venue for any meetings or telephone conferences related to First Health's work in connection with the Project
- d) Any and all telephone or call logs or other documents evidencing the time and/or purpose of any calls directly related to the statement(s) of work and data exchange tasks associated with the Project.
- e) Any and all ongoing project email threads, either through an email platform like Exchange or a project management program (software) (e.g., Basecamp) or platform that describes the Project and the actions that need to be completed by both Louisiana Health Cooperative, Inc. and First Health to establish and maintain the electronic connections.
- f) Any and all progress reports that evidence the ongoing status of the Project and any issues associated therewith.
- g) Any and all service tickets (open or closed) evidencing any workflow process problems on the Project while First Health was a preferred provider organization for Louisiana Health Cooperative, Inc.
- h) Any and all weekly and/or monthly billings that evidence electronic transaction counts (claim volumes) for each respective billing cycle associated with the Project.
- i) Any and all settlement agreements and/or mutual releases executed by First Health in connection with its work on the Project.
- j) Any and all workflow overview documents that provide a pictorial overview of all the connections that need to be established and maintained in connection with the work of First Health on the Project.
- k) Any and all communications and other documents exchanged between the First Health Account Manager(s) and representatives of Louisiana Health Cooperative, Inc.
- l) Any and all communications and other documents exchanged between the First Health Account Manager(s) and representatives of Group Resources Incorporated in connection with the Project.
- m) Any and all communications and other documents exchanged between the First Health Account Manager(s) and CGI Technologies and Solutions, Inc. in connection with the Project.
- n) Any and all communications and other documents exchanged between the First Health Account Manager(s) and representatives of Beam Partners, LLC in connection with the Project.

EXHIBIT "B"

DEFINITIONS

The following definitions apply to the document requests noted hereinabove:

- (a) "First Health" shall refer collectively to First Help Group Corp. and any of its parent companies, affiliates, subsidiaries, officers, directors, agents, representatives, partners, members, employees or anyone acting or purporting to act on behalf of the foregoing.
- (b) "You" and "your" shall refer collectively to First Health and any of its parent companies, affiliates, subsidiaries, officers, directors, agents, representatives, partners, members, employees or anyone acting or purporting to act on behalf of the foregoing.
- (c) "Documents" shall be used in its broadest sense and shall mean and include, but not be limited to, all writings of any kind, nature or character, including the originals and all non-identical copies, including without limitation, all written, printed, typed, recorded, or graphic matter of any kind and description and electronically stored information, and all attachments and appendices thereto. Without limiting the foregoing, the terms "document" and "documents" shall include all correspondence, agreements, affidavits, appraisals, letters, counter letters, emails, contracts, surveys, maps, brochures, plats, charts, advertisements, memoranda, notes, diaries, diary entries, telegrams, telexes, interoffice and intra office communications, messages, notations of any sorts of conversations, reports, studies, checks, statements, receipts, returns, summaries, pamphlets, books, calendars, calendar entries, appointment books, worksheets, ledgers, journals, trust instruments, computer printouts, resolutions, promissory notes, circulars, pleadings, motions, and all drafts, alterations, modifications, changes and amendments to any of the foregoing.
- (d) "Relating to" means concerning, relating to, referring to, describing, evidencing, constituting, regarding, respecting, pertaining to, affecting, with regard to, touching or connected with.
- (f) "Project" means the operation of Louisiana Health Cooperative, Inc. and any and all work associated with Louisiana Health Cooperative, Inc.

19th JUDICIAL DISTRICT COURT FOR THE PARISH OF EAST BATON ROUGE
STATE OF LOUISIANA

NO. 651,069

SECTION 22

JAMES J. DONELON, COMMISSIONER OF INSURANCE FOR THE STATE OF
LOUISIANA, IN HIS CAPACITY AS REHABILITATOR OF LOUISIANA
HEALTH COOPERATIVE, INC.

VERSUS

TERRY S. SHILLING, et al

NOTICE OF RECORDS DEPOSITION TO
BSWIFT LLC

TO: Bswift LLC,
through its registered agent
CT Corporation System
3867 Plaza Tower, 1st Fl.
Baton Rouge, LA 70816

James J. Donelon
Through his counsel of record
J. E. Cullens Jr.
Edward J. Walters, Jr.
Darrel J. Papillion
Andrée M. Cullens
S. Layne Lee
WALTERS, PAPIILLION,
THOMAS, CULLENS, LLC
12345 Perkins Road, Bldg. One
Baton Rouge, LA 70810

Buck Global, LLC
James A. Brown
A'Dair Flynt
Liskow & Lewis
One Shell Square
701 Poydras Street, #5000
New Orleans, LA 70139

Milliman, Inc.
Through its counsel of record
Harry Rosenberg
Phelps Dunbar
365 Canal Street
Suite 2000
New Orleans, LA 70130

Allied World Specialty Ins. Co.
Through its counsel of record
Michael A. Balascio
Barrasso Usdin Kupperman
909 Poydras Street
24th Floor
New Orleans, LA 70112

Atlantic Specialty Ins. Co.
Through its counsel of record
Seth A. Schmeeckle
Lugenbuhl, Wheaton, Peck
601 Poydras Street
Suite 2775
New Orleans, LA 70130

Evanston Insurance Company
Karl H. Schmid
Simone M. Almon
Degan, Blanchard, & Nash
400 Poydras Street
Suite 2600
New Orleans, LA 70130

RSUI Indemnity, Inc.
Through its counsel of record
George D. Fagan
Leake & Andersson
1100 Poydras Street
Suite 1700
New Orleans, LA 70163

Terry S. Schilling
Through his counsel of record
Thomas McEachin
Schonekas, Evans, McGoey
909 Poydras Street, Suite 1600
New Orleans, LA 70112

Zurich American Ins. Co.
Through its counsel of record
Mr. John W. Hite, III
Salley, Hite, Mercer & Resor, LLC
365 Canal Street
Suite 1710
New Orleans, LA 70130

Warner L. Thomas IV, Peter November,
Michael Hulefeld, Scott Posecai, Patrick
Quinlan, and William A. Oliver
Through their counsel of record
Robert B. Bieck, Jr.
Jones Walker LLP
201 St. Charles Avenue
49th Floor
New Orleans, LA 70170

PLEASE TAKE NOTICE that undersigned counsel for Defendant, Group Resources Incorporated, will take the deposition of Bswift LLC ("Bswift") **for records only** at the offices of W. Brett Mason, Esq., Stone Pigman Walther Wittmann L.L.C., 301 Main Street, Suite 1150, Baton Rouge, LA 70825, on **September 14, 2020**, at 1:30 p.m. Bswift is hereby directed to appear at the records deposition on the date and time set forth above and produce the following records:

All documents listed on the attached Exhibit "A";

The definitions set forth on the attached Exhibit "B" apply to the documents requested herein and as set forth on Exhibit "A" hereto.

No appearance from Bswift is required if it produces the requested documents to undersigned counsel at the offices of Stone Pigman Walther Wittmann LLC, 301 Main Street, Ste. 1150, Baton Rouge, LA 70825, on or before September 14, 2020 at 1:30 p.m.



W. Brett Mason, La. Bar No. 22511
Michael W. McKay, La. Bar No. 9362
Justin P. Lemaire, La. Bar No. 29948
Walter F. Metzinger III, La. Bar No. 37799
Of
Stone Pigman Walther Wittmann LLC
301 Main St., Ste. 1150
Baton Rouge, LA 70825
Telephone: (225) 490-5812

*Attorneys for Defendant, Group Resources
Incorporated*

CERTIFICATE

I hereby certify that a copy of the above and foregoing Notice of Records
Deposition has been served upon all counsel of record by email this 11 day of August, 2020.



W. BRETT MASON

EXHIBIT "A"

DOCUMENTS TO BE PRODUCED

- a) Any and all documents that show how information was collected from interested persons seeking to purchase and enroll in the benefits being offered through Bswift for Louisiana Health Cooperative, Inc.
- b) Any and all documents evidencing the collection of insurance premiums from persons purchasing and enrolling in the benefits being offered through Bswift for Louisiana Health Cooperative, Inc.
- c) Any and all documents showing how the information collected by Bswift was sent downstream in the overall workflow associated with the Project.
- d) Any and all documents that evidence how funds were collected and/or received by Bswift from those enrolling and/or re-enrolling with Louisiana Health Cooperative, Inc. and/or that evidence the manner in which Bswift accounted for the receipt of such payments.
- e) Any and all documents evidencing agreements, including but not limited to, business associate agreements, contracts, etc., between Bswift, on the one hand, and Louisiana Health Cooperative, Inc., Beam Partners, LLC, Group Resources Incorporated, or CGI Technologies and Solutions, Inc., on the other, relating to the Project.
- f) Any and all statement(s) of work that describe the purpose and scope of the work to be completed in connection with the establishment and maintenance of any electronic connections between Bswift, on the one hand, and Louisiana Health Cooperative, Inc., Beam Partners, LLC, Group Resources, Inc. and/or CGI Technologies and Solutions, Inc., on the other, in connection with the project.
- g) Any and all electronic calendar invitations or other documents that depict the time and/or venue for any meetings or telephone conferences related to Bswift's work in connection with the Project.
- h) Any and all electronic calendar invitations or other documents that depict the time and/or venue for any meetings or telephone conferences related to Bswift's work in connection with the Project.
- i) Any and all ongoing project email threads, either through the email cloud form like Exchange or project management programs (software) (e.g., Base Camp) or platform that describes the project and the actions that need to be completed by both Louisiana Health Cooperative and Bswift to establish and maintain such electronic connections for Louisiana Health Cooperative, Inc., Beam Partners, LLC, and/or Group Resources Incorporated.
- j) Any and all progress reports that depict the ongoing status of the Project and any issues associated therewith.
- k) Any and all service tickets (open or closed) associated with work flow process problems on the Project while Bswift was an enrollment vendor for Louisiana Health Cooperative, Inc.
- l) Any and all workflow overview documents that provide a pictorial overview of the connections that need to be established in connection with the work of Bswift on the Project.
- m) Any and all documents that evidence any problems or complications that delayed the implementation of Bswift's website.
- n) Any and all documents evidencing that Bswift checked and/or verified the completeness and accuracy of data before passing it on to Louisiana Health

Cooperative, Inc., Beam Partners, LLC, Group Resources Incorporated, and/or CGI Technologies and Solutions, Inc.

- o) Any and all documents evidencing that data was not being properly transferred at any point during the Project.
- p) Any and all communications between the Bswift Project Manager(s) that reflect how the process was operating.
- q) Any and all communications between the Bswift Project Manager(s) and Louisiana Health Cooperative, Inc. discussing whether the Project was operating correctly.

EXHIBIT "B"

DEFINITIONS

The following definitions apply to the document requests noted hereinabove:

- (a) "Bswift" shall refer collectively to Bswift, LLC and any of its parent companies, affiliates, subsidiaries, officers, directors, agents, representatives, partners, members, employees or anyone acting or purporting to act on behalf of the foregoing.
- (b) "You" and "your" shall refer collectively to Bswift and any of its parent companies, affiliates, subsidiaries, officers, directors, agents, representatives, partners, members, employees or anyone acting or purporting to act on behalf of the foregoing.
- (c) "Documents" shall be used in its broadest sense and shall mean and include, but not be limited to, all writings of any kind, nature or character, including the originals and all non-identical copies, including without limitation, all written, printed, typed, recorded, or graphic matter of any kind and description and electronically stored information, and all attachments and appendices thereto. Without limiting the foregoing, the terms "document" and "documents" shall include all correspondence, agreements, affidavits, appraisals, letters, counter letters, emails, contracts, surveys, maps, brochures, plats, charts, advertisements, memoranda, notes, diaries, diary entries, telegrams, telexes, interoffice and intra office communications, messages, notations of any sorts of conversations, reports, studies, checks, statements, receipts, returns, summaries, pamphlets, books, calendars, calendar entries, appointment books, worksheets, ledgers, journals, trust instruments, computer printouts, resolutions, promissory notes, circulars, pleadings, motions, and all drafts, alterations, modifications, changes and amendments to any of the foregoing.
- (d) "Relating to" means concerning, relating to, referring to, describing, evidencing, constituting, regarding, respecting, pertaining to, affecting, with regard to, touching or connected with.
- (f) "Project" means the operation of Louisiana Health Cooperative, Inc. and any and all work associated with Louisiana Health Cooperative, Inc.

19th JUDICIAL DISTRICT COURT FOR THE PARISH OF EAST BATON ROUGE
STATE OF LOUISIANA

NO. 651,069

SECTION 22

JAMES J. DONELON, COMMISSIONER OF INSURANCE FOR THE STATE OF
LOUISIANA, IN HIS CAPACITY AS REHABILITATOR OF LOUISIANA
HEALTH COOPERATIVE, INC.

VERSUS

TERRY S. SHILLING, et al

**NOTICE OF RECORDS DEPOSITION TO
PROCARE PHARMACY BENEFIT MANAGER, INC.**

TO: Procare Pharmacy Benefit Manager, Inc.,
through its registered agent
Paracorp Incorporated
3867 Plaza Tower, 1st Fl.
Baton Rouge, LA 70816

James J. Donelon
Through his counsel of record
J. E. Cullens Jr.
Edward J. Walters, Jr.
Darrel J. Papillion
Andrée M. Cullens
S. Layne Lee
WALTERS, PAPIILLION,
THOMAS, CULLENS, LLC
12345 Perkins Road, Bldg. One
Baton Rouge, LA 70810

Buck Global, LLC
James A. Brown
A'Dair Flynt
Liskow & Lewis
One Shell Square
701 Poydras Street, #5000
New Orleans, LA 70139

Milliman, Inc.
Through its counsel of record
Harry Rosenberg
Phelps Dunbar
365 Canal Street
Suite 2000
New Orleans, LA 70130

Allied World Specialty Ins. Co.
Through its counsel of record
Michael A. Balascio
Barrasso Usdin Kupperman
909 Poydras Street
24th Floor
New Orleans, LA 70112

Atlantic Specialty Ins. Co.
Through its counsel of record
Seth A. Schmeckle
Lugenbuhl, Wheaton, Peck
601 Poydras Street
Suite 2775
New Orleans, LA 70130

Evanston Insurance Company
Karl H. Schmid
Simone M. Almon
Degan, Blanchard, & Nash
400 Poydras Street
Suite 2600
New Orleans, LA 70130

RSUI Indemnity, Inc.
Through its counsel of record
George D. Fagan
Leake & Andersson
1100 Poydras Street
Suite 1700
New Orleans, LA 70163

Terry S. Schilling
Through his counsel of record
Thomas McEachin
Schonekas, Evans, McGoey
909 Poydras Street, Suite 1600
New Orleans, LA 70112

Zurich American Ins. Co.
Through its counsel of record
Mr. John W. Hite, III
Salley, Hite, Mercer & Resor, LLC
365 Canal Street
Suite 1710
New Orleans, LA 70130

Warner L. Thomas IV, Peter November,
Michael Hulefeld, Scott Posecai, Patrick
Quinlan, and William A. Oliver
Through their counsel of record
Robert B. Bieck, Jr.
Jones Walker LLP
201 St. Charles Avenue
49th Floor
New Orleans, LA 70170

PLEASE TAKE NOTICE that undersigned counsel for Defendant, Group Resources Incorporated, will take the deposition of Procure Pharmacy Benefit Manager, Inc. ("Procure") **for records only** at the offices of W. Brett Mason, Esq., Stone Pigman Walther Wittmann L.L.C., 301 Main Street, Suite 1150, Baton Rouge, LA 70825, on **September 14, 2020**, at 2:00 p.m. Procure is hereby directed to appear at the records deposition on the date and time set forth above and produce the following records:

All documents listed on the attached Exhibit "A";

The definitions set forth on the attached Exhibit "B" apply to the documents requested herein and as set forth on Exhibit "A" hereto.

No appearance from Procure is required if it produces the requested documents to undersigned counsel at the offices of Stone Pigman Walther Wittmann LLC, 301 Main Street, Ste. 1150, Baton Rouge, LA 70825, on or before September 14, 2020 at 2:00 p.m.

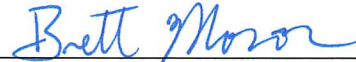


W. Brett Mason, La. Bar No. 22511
Michael W. McKay, La. Bar No. 9362
Justin P. Lemaire, La. Bar No. 29948
Walter F. Metzinger III, La. Bar No. 37799
Of
Stone Pigman Walther Wittmann LLC
301 Main St., Ste. 1150
Baton Rouge, LA 70825
Telephone: (225) 490-5812

*Attorneys for Defendant, Group Resources
Incorporated*

CERTIFICATE

I hereby certify that a copy of the above and foregoing Notice of Records
Deposition has been served upon all counsel of record by email this 11 day of August, 2020.



W. BRETT MASON

EXHIBIT "A"

DOCUMENTS TO BE PRODUCED

- a) Any and all documents evidencing agreements, including but not limited to, business associate agreements, contracts, etc., between Procure, on the one hand, and Louisiana Health Cooperative, Inc., Beam Partners, LLC, Group Resources Incorporated, or CGI Technologies and Solutions, Inc., on the other, relating to the Project.
- b) Any and all statement(s) of work that describe the purpose and scope of the work to be completed in connection with the establishment and maintenance of any electronic connections between Procure, on the one hand, and Louisiana Health Cooperative, Inc., Beam Partners, LLC, Group Resources, Inc., and/or CGI Technologies and Solutions, Inc., on the other, in connection with the Project.
- c) Any and all electronic calendar invitations or other documents that depict the time and/or venue for any meetings or telephone conferences related to Procure's work in connection with the Project.
- d) Any and all telephone or call logs or other documents evidencing the time and/or purpose of any calls directly related to the statement(s) of work and data exchange tasks associated with the Project.
- e) Any and all ongoing project email threads, either through an email platform like Exchange or a project management program (software) (e.g., Basecamp) or platform that describes the Project and the actions that need to be completed by both Louisiana Health Cooperative, Inc. and Procure to establish and maintain the electronic connections.
- f) Any and all progress reports that evidence the ongoing status of the Project and any issues associated therewith.
- g) Any and all service tickets (open or closed) evidencing any workflow process problems on the Project while Procure was a preferred provider organization for Louisiana Health Cooperative, Inc.
- h) Any and all weekly and/or monthly billings that evidence electronic transaction counts (claim volumes) for each respective billing cycle associated with the Project.
- i) Any and all settlement agreements and/or mutual releases executed by Procure in connection with its work on the Project.
- j) Any and all workflow overview documents that provide a pictorial overview of all the connections that need to be established and maintained in connection with the work of Procure on the Project.
- k) Any and all communications and other documents exchanged between the Procure Account Manager(s) and representatives of Louisiana Health Cooperative, Inc.
- l) Any and all communications and other documents exchanged between the Procure Account Manager(s) and representatives of Group Resources Incorporated in connection with the Project.
- m) Any and all communications and other documents exchanged between the Procure Account Manager(s) and representatives of CGI Technologies and Solutions, Inc. in connection with the Project.
- n) Any and all communications and other documents exchanged between the Procure Account Manager(s) and representatives of Beam Partners, LLC in connection with the Project.

EXHIBIT "B"

DEFINITIONS

The following definitions apply to the document requests noted hereinabove:

- (a) "Procare" shall refer collectively to Procare Pharmacy Benefit Manager, Inc. and any of its parent companies, affiliates, subsidiaries, officers, directors, agents, representatives, partners, members, employees or anyone acting or purporting to act on behalf of the foregoing.
- (b) "You" and "your" shall refer collectively to Procare and any of its parent companies, affiliates, subsidiaries, officers, directors, agents, representatives, partners, members, employees or anyone acting or purporting to act on behalf of the foregoing.
- (c) "Documents" shall be used in its broadest sense and shall mean and include, but not be limited to, all writings of any kind, nature or character, including the originals and all non-identical copies, including without limitation, all written, printed, typed, recorded, or graphic matter of any kind and description and electronically stored information, and all attachments and appendices thereto. Without limiting the foregoing, the terms "document" and "documents" shall include all correspondence, agreements, affidavits, appraisals, letters, counter letters, emails, contracts, surveys, maps, brochures, plats, charts, advertisements, memoranda, notes, diaries, diary entries, telegrams, telexes, interoffice and intra office communications, messages, notations of any sorts of conversations, reports, studies, checks, statements, receipts, returns, summaries, pamphlets, books, calendars, calendar entries, appointment books, worksheets, ledgers, journals, trust instruments, computer printouts, resolutions, promissory notes, circulars, pleadings, motions, and all drafts, alterations, modifications, changes and amendments to any of the foregoing.
- (d) "Relating to" means concerning, relating to, referring to, describing, evidencing, constituting, regarding, respecting, pertaining to, affecting, with regard to, touching or connected with.
- (f) "Project" means the operation of Louisiana Health Cooperative, Inc. and any and all work associated with Louisiana Health Cooperative, Inc.

STONE PIGMAN WALTHER WITTMANN L.L.C.
COUNSELLORS AT LAW

ONE AMERICAN PLACE, SUITE 1150
301 MAIN STREET
BATON ROUGE, LOUISIANA 70825
(225) 490-5800
FAX (225) 490-5860
www.stonepigman.com

W. BRETT MASON
DIRECT DIAL: (225) 490-5814
DIRECT FAX: (225) 490-5860
E-mail: bmason@stonepigman.com

OUR FILE NUMBER

65,531

August 11, 2020

19th Judicial District Court
Clerk of Court
P.O. Box 1991
Baton Rouge, LA 70821

Re: James J. Donelon, Commission of Insurance for the State of Louisiana v. Terry S. Shilling, et al, No. 651,069, Section 22, 19th Judicial District Court, Parish of East Baton Rouge, State of Louisiana

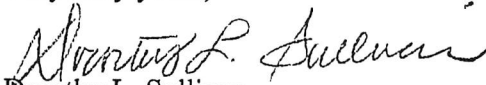
Dear Clerk:

On behalf of defendant, Group Resources Incorporated, please serve the enclosed three Notices of Records Depositions along with subpoenas duces tecum for production of documents as indicated therein, on the agent for service of process for Health Integrated, Inc., Private Healthcare Systems, Inc., and Multiplan, Inc. as follows:

Corporation Service Company
501 Louisiana Ave.
Baton Rouge, LA 70802

Please contact me, should you have any questions.

Very truly yours,


Dorothy L. Sullivan,
Paralegal to W. Brett Mason

Encls.

cc: All counsel of record via email

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

STATE OF LOUISIANA

NO. 651,069

SECTION 22

JAMES J. DONELON, COMMISSIONER OF INSURANCE FOR THE STATE OF
LOUISIANA, IN HIS CAPACITY AS REHABILITATOR OF LOUISIANA
HEALTH COOPERATIVE, INC.

VERSUS

TERRY S. SHILLING, et al

NOTICE OF RECORDS DEPOSITION TO HEALTH INTEGRATED, INC.

TO: Health Integrated, Inc.,
through its registered agent
Corporation Service Company
501 Louisiana Ave.
Baton Rouge, LA 70802

James J. Donelon
Through his counsel of record
J. E. Cullens Jr.
Edward J. Walters, Jr.
Darrel J. Papillion
Andrée M. Cullens
S. Layne Lee
WALTERS, PAPILLION,
THOMAS, CULLENS, LLC
12345 Perkins Road, Bldg. One
Baton Rouge, LA 70810

Buck Global, LLC
James A. Brown
A'Dair Flynt
Liskow & Lewis
One Shell Square
701 Poydras Street, #5000
New Orleans, LA 70139

Milliman, Inc.
Through its counsel of record
Harry Rosenberg
Phelps Dunbar
365 Canal Street
Suite 2000
New Orleans, LA 70130

Allied World Specialty Ins. Co.
Through its counsel of record
Michael A. Balascio
Barrasso Usdin Kupperman
909 Poydras Street
24th Floor
New Orleans, LA 70112

Atlantic Specialty Ins. Co.
Through its counsel of record
Seth A. Schmeeckle
Lugenbuhl, Wheaton, Peck
601 Poydras Street
Suite 2775
New Orleans, LA 70130

Evanston Insurance Company
Karl H. Schmid
Simone M. Almon
Degan, Blanchard, & Nash
400 Poydras Street
Suite 2600
New Orleans, LA 70130

RSUI Indemnity, Inc.
Through its counsel of record
George D. Fagan
Leake & Andersson
1100 Poydras Street
Suite 1700
New Orleans, LA 70163

Terry S. Schilling
Through his counsel of record
Thomas McEachin
Schonekas, Evans, McGoey
909 Poydras Street, Suite 1600
New Orleans, LA 70112

Zurich American Ins. Co.
Through its counsel of record
Mr. John W. Hite, III
Salley, Hite, Mercer & Resor, LLC
365 Canal Street
Suite 1710
New Orleans, LA 70130

Warner L. Thomas IV, Peter November,
Michael Hulefeld, Scott Posecai, Patrick
Quinlan, and William A. Oliver
Through their counsel of record
Robert B. Bieck, Jr.
Jones Walker LLP
201 St. Charles Avenue
49th Floor
New Orleans, LA 70170

PLEASE TAKE NOTICE that undersigned counsel for Defendant, Group Resources Incorporated, will take the deposition of Health Integrated, Inc. **for records only** at the offices of W. Brett Mason, Esq., Stone Pigman Walther Wittmann L.L.C., 301 Main Street, Suite 1150, Baton Rouge, LA 70825, on **September 14, 2020**, at 10:00 a.m. Health Integrated, Inc. is hereby directed to appear at the records deposition on the date and time set forth above and produce the following records:

All documents listed on the attached Exhibit "A";

The definitions set forth on the attached Exhibit "B" apply to the documents requested herein and as set forth on Exhibit "A" hereto.

No appearance from Health Integrated, Inc. is required if it produces the requested documents to undersigned counsel at the offices of Stone Pigman Walther Wittmann LLC, 301 Main Street, Suite 150, Baton Rouge, LA 70825, on or before September 14, 2020 at 10:00 a.m.



W. Brett Mason, La. Bar No. 22511
Michael W. McKay, La. Bar No. 9362
Justin P. Lemaire, La. Bar No. 29948
Walter F. Metzinger III, La. Bar No. 37799
Of
Stone Pigman Walther Wittmann LLC
301 Main St., Ste. 1150
Baton Rouge, LA 70825
Telephone: (225) 490-5812

Attorneys for Defendant, Group Resources Incorporated

CERTIFICATE

I hereby certify that a copy of the above and foregoing Notice of Records
Deposition has been served upon all counsel of record by email this 11 day of August, 2020.



W. BRETT MASON

EXHIBIT "A"

DOCUMENTS TO BE PRODUCED

- a) Any and all documents evidencing agreements, including but not limited to, business associate agreements, contracts, etc., between Health Integrated, Inc., on the one hand, and Louisiana Health Cooperative, Inc., Beam Partners, LLC, Group Resources Incorporated, or CGI Technologies and Solutions, Inc., on the other, relating to the Project.
- b) Any and all statement(s) of work that describe the purpose and scope of the work to be completed in connection with the establishment and maintenance of any electronic connections between Health Integrated, Inc., on the one hand, and Louisiana Health Cooperative, Inc., Beam Partners, LLC, Group Resources, Inc. and/or CGI Technologies and Solutions, Inc., on the other, in connection with the project.
- c) Any and all electronic calendar invitations or other documents that depict the time and/or venue for any meetings or telephone conferences related to Health Integrated, Inc.'s work in connection with the Project.
- d) Any and all telephone or call logs or other documents evidencing the time and/or purpose of any calls directly related to the statement(s) of work and data exchange tasks associated with the Project.
- e) Any and all ongoing project email threads, either through an email platform like Exchange or a project management program (software) (e.g., Basecamp) or platform that describes the Project and the actions that need to be completed by both Louisiana Health Cooperative, Inc. and Health Integrated, Inc. to establish and maintain the electronic connections.
- f) Any and all progress reports that evidence the ongoing status of the Project and any issues associated therewith.
- g) Any and all service tickets (open or closed) evidencing any workflow process problems on the Project while Health Integrated, Inc. was a preferred provider organization for Louisiana Health Cooperative, Inc.
- h) Any and all weekly and/or monthly billings that evidence electronic transaction counts (claim volumes) for each respective billing cycle associated with the Project.
- i) Any and all settlement agreements and/or mutual releases executed by Health Integrated, Inc. in connection with its work on the Project.
- j) Any and all workflow overview documents that provide a pictorial overview of all the connections that need to be established and maintained in connection with the work of Health Integrated, Inc. on the Project.
- k) Any and all communications and other documents exchanged between the Health Integrated, Inc. Account Manager(s) and representatives of Louisiana Health Cooperative, Inc.
- l) Any and all communications and other documents exchanged between the Health Integrated, Inc. Account Manager(s) and representatives of Group Resources Incorporated in connection with the Project.
- m) Any and all communications and other documents exchanged between the Health Integrated, Inc. Account Manager(s) and representatives of CGI Technologies and Solutions, Inc. in connection with the Project.
- n) Any and all communications and other documents exchanged between the Health Integrated, Inc. Account Manager(s) and representatives of Beam Partners, LLC in connection with the Project.

EXHIBIT "B"

DEFINITIONS

The following definitions apply to the document requests noted hereinabove:

- (a) "Health Integrated, Inc." shall refer collectively to Health Integrated, Inc. and any of its parent companies, affiliates, subsidiaries, officers, directors, agents, representatives, partners, members, employees or anyone acting or purporting to act on behalf of the foregoing.
- (b) "You" and "your" shall refer collectively to Health Integrated, Inc. and any of its parent companies, affiliates, subsidiaries, officers, directors, agents, representatives, partners, members, employees or anyone acting or purporting to act on behalf of the foregoing.
- (c) "Documents" shall be used in its broadest sense and shall mean and include, but not be limited to, all writings of any kind, nature or character, including the originals and all non-identical copies, including without limitation, all written, printed, typed, recorded, or graphic matter of any kind and description and electronically stored information, and all attachments and appendices thereto. Without limiting the foregoing, the terms "document" and "documents" shall include all correspondence, agreements, affidavits, appraisals, letters, counter letters, emails, contracts, surveys, maps, brochures, plats, charts, advertisements, memoranda, notes, diaries, diary entries, telegrams, telexes, interoffice and intra office communications, messages, notations of any sorts of conversations, reports, studies, checks, statements, receipts, returns, summaries, pamphlets, books, calendars, calendar entries, appointment books, worksheets, ledgers, journals, trust instruments, computer printouts, resolutions, promissory notes, circulars, pleadings, motions, and all drafts, alterations, modifications, changes and amendments to any of the foregoing.
- (d) "Relating to" means concerning, relating to, referring to, describing, evidencing, constituting, regarding, respecting, pertaining to, affecting, with regard to, touching or connected with.
- (f) "Project" means the operation of Louisiana Health Cooperative, Inc. and any and all work associated with Louisiana Health Cooperative, Inc.

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

STATE OF LOUISIANA

NO. 651,069

SECTION 22

JAMES J. DONELON, COMMISSIONER OF INSURANCE FOR THE STATE OF
LOUISIANA, IN HIS CAPACITY AS REHABILITATOR OF LOUISIANA
HEALTH COOPERATIVE, INC.

VERSUS

TERRY S. SHILLING, et al

**NOTICE OF RECORDS DEPOSITION TO
PRIVATE HEALTHCARE SYSTEMS, INC.**

TO: Private Healthcare Systems, Inc. (PHCS) through its registered agent Corporation Service Company 501 Louisiana Ave. Baton Rouge, LA 70802	James J. Donelon Through his counsel of record J. E. Cullens Jr. Edward J. Walters, Jr. Darrel J. Papillion Andrée M. Cullens S. Layne Lee WALTERS, PAPIILLION, THOMAS, CULLENS, LLC 12345 Perkins Road, Bldg. One Baton Rouge, LA 70810
Buck Global, LLC James A. Brown A'Dair Flynt Liskow & Lewis One Shell Square 701 Poydras Street, #5000 New Orleans, LA 70139	Milliman, Inc. Through its counsel of record Harry Rosenberg Phelps Dunbar 365 Canal Street Suite 2000 New Orleans, LA 70130
Allied World Specialty Ins. Co. Through its counsel of record Michael A. Balascio Barrasso Usdin Kupperman 909 Poydras Street 24th Floor New Orleans, LA 70112	Atlantic Specialty Ins. Co. Through its counsel of record Seth A. Schmeeckle Lugenbuhl, Wheaton, Peck 601 Poydras Street Suite 2775 New Orleans, LA 70130
Evanston Insurance Company Karl H. Schmid Simone M. Almon Degan, Blanchard, & Nash 400 Poydras Street Suite 2600 New Orleans, LA 70130	RSUI Indemnity, Inc. Through its counsel of record George D. Fagan Leake & Andersson 1100 Poydras Street Suite 1700 New Orleans, LA 70163

Terry S. Schilling
Through his counsel of record
Thomas McEachin
Schonekas, Evans, McGoey
909 Poydras Street, Suite 1600
New Orleans, LA 70112

Zurich American Ins. Co.
Through its counsel of record
Mr. John W. Hite, III
Salley, Hite, Mercer & Resor, LLC
365 Canal Street
Suite 1710
New Orleans, LA 70130

Warner L. Thomas IV, Peter November,
Michael Hulefeld, Scott Posecai, Patrick
Quinlan, and William A. Oliver
Through their counsel of record
Robert B. Bieck, Jr.
Jones Walker LLP
201 St. Charles Avenue
49th Floor
New Orleans, LA 70170

PLEASE TAKE NOTICE that undersigned counsel for Defendant, Group Resources Incorporated, will take the deposition of Private Healthcare Systems, Inc. ("PHCS") **for records only** at the offices of W. Brett Mason, Esq., Stone Pigman Walther Wittmann L.L.C., 301 Main Street, Suite 1150, Baton Rouge, LA 70825, on **September 14, 2020**, at 10:30 a.m. PHCS is hereby directed to appear at the records deposition on the date and time set forth above and produce the following records:

All documents listed on the attached Exhibit "A";

The definitions set forth on the attached Exhibit "B" apply to the documents requested herein and as set forth on Exhibit "A" hereto.

No appearance from PHCS is required if it produces the requested documents to undersigned counsel at the offices of Stone Pigman Walther Wittmann LLC, 301 Main Street, Ste. 1150, Baton Rouge, LA 70825, on or before September 14, 2020 at 10:30 a.m.



W. Brett Mason, La. Bar No. 22511
Michael W. McKay, La. Bar No. 9362
Justin P. Lemaire, La. Bar No. 29948
Walter F. Metzinger III, La. Bar No. 37799
Of
Stone Pigman Walther Wittmann LLC
301 Main St., Ste. 1150
Baton Rouge, LA 70825
Telephone: (225) 490-5812

*Attorneys for Defendant, Group Resources
Incorporated*

CERTIFICATE

I hereby certify that a copy of the above and foregoing Notice of Records
Deposition has been served upon all counsel of record by email this 11 day of August, 2020.

Brett Mason

W. BRETT MASON

EXHIBIT "A"

DOCUMENTS TO BE PRODUCED

- a) Any and all documents evidencing agreements, including but not limited to, business associate agreements, contracts, etc., between PHCS, on the one hand, and Louisiana Health Cooperative, Inc., Beam Partners, LLC, Group Resources Incorporated, or CGI Technologies and Solutions, Inc., on the other, relating to the Project.
- b) Any and all statement(s) of work that describe the purpose and scope of the work to be completed in connection with the establishment and maintenance of any electronic connections between PHCS, on the one hand, and Louisiana Health Cooperative, Inc., Beam Partners, LLC, Group Resources, Inc., and/or CGI Technologies and Solutions, Inc., on the other, in connection with the Project.
- c) Any and all electronic calendar invitations or other documents that depict the time and/or venue for any meetings or telephone conferences related to PHCS's work in connection with the Project.
- d) Any and all telephone or call logs or other documents evidencing the time and/or purpose of any calls directly related to the statement(s) of work and data exchange tasks associated with the Project.
- e) Any and all ongoing project email threads, either through an email platform like Exchange or a project management program (software) (e.g., Basecamp) or platform that describes the Project and the actions that need to be completed by both Louisiana Health Cooperative, Inc. and PHCS to establish and maintain the electronic connections.
- f) Any and all progress reports that evidence the ongoing status of the Project and any issues associated therewith.
- g) Any and all service tickets (open or closed) evidencing any workflow process problems on the Project while PHCS was a preferred provider organization for Louisiana Health Cooperative, Inc.
- h) Any and all weekly and/or monthly billings that evidence electronic transaction counts (claim volumes) for each respective billing cycle associated with the Project.
- i) Any and all settlement agreements and/or mutual releases executed by PHCS in connection with its work on the Project.
- j) Any and all workflow overview documents that provide a pictorial overview of all the connections that need to be established and maintained in connection with the work of PHCS on the Project.
- k) Any and all communications and other documents exchanged between the PHCS Account Manager(s) and representatives of Louisiana Health Cooperative, Inc.
- l) Any and all communications and other documents exchanged between the PHCS Account Manager(s) and representatives of Group Resources Incorporated in connection with the Project.
- m) Any and all communications and other documents exchanged between the PHCS Account Manager(s) and representatives of CGI Technologies and Solutions, Inc. in connection with the Project.
- n) Any and all communications and other documents exchanged between the PHCS Account Manager(s) and representatives of Beam Partners, LLC in connection with the Project.

EXHIBIT "B"

DEFINITIONS

The following definitions apply to the document requests noted hereinabove:

- (a) "PHCS" shall refer collectively to Private Healthcare Systems, Inc. and any of its parent companies, affiliates, subsidiaries, officers, directors, agents, representatives, partners, members, employees or anyone acting or purporting to act on behalf of the foregoing.
- (b) "You" and "your" shall refer collectively to PHCS and any of its parent companies, affiliates, subsidiaries, officers, directors, agents, representatives, partners, members, employees or anyone acting or purporting to act on behalf of the foregoing.
- (c) "Documents" shall be used in its broadest sense and shall mean and include, but not be limited to, all writings of any kind, nature or character, including the originals and all non-identical copies, including without limitation, all written, printed, typed, recorded, or graphic matter of any kind and description and electronically stored information, and all attachments and appendices thereto. Without limiting the foregoing, the terms "document" and "documents" shall include all correspondence, agreements, affidavits, appraisals, letters, counter letters, emails, contracts, surveys, maps, brochures, plats, charts, advertisements, memoranda, notes, diaries, diary entries, telegrams, telexes, interoffice and intra office communications, messages, notations of any sorts of conversations, reports, studies, checks, statements, receipts, returns, summaries, pamphlets, books, calendars, calendar entries, appointment books, worksheets, ledgers, journals, trust instruments, computer printouts, resolutions, promissory notes, circulars, pleadings, motions, and all drafts, alterations, modifications, changes and amendments to any of the foregoing.
- (d) "Relating to" means concerning, relating to, referring to, describing, evidencing, constituting, regarding, respecting, pertaining to, affecting, with regard to, touching or connected with.
- (f) "Project" means the operation of Louisiana Health Cooperative, Inc. and any and all work associated with Louisiana Health Cooperative, Inc.

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

STATE OF LOUISIANA

NO. 651,069

SECTION 22

JAMES J. DONELON, COMMISSIONER OF INSURANCE FOR THE STATE OF
LOUISIANA, IN HIS CAPACITY AS REHABILITATOR OF LOUISIANA
HEALTH COOPERATIVE, INC.

VERSUS

TERRY S. SHILLING, et al

NOTICE OF RECORDS DEPOSITION TO MULTIPLAN, INC.

TO: Multiplan, Inc.,
through its registered agent
Corporation Service Company
501 Louisiana Ave.
Baton Rouge, LA 70802

James J. Donelon
Through his counsel of record
J. E. Cullens Jr.
Edward J. Walters, Jr.
Darrel J. Papillion
Andrée M. Cullens
S. Layne Lee
WALTERS, PAPIILLION,
THOMAS, CULLENS, LLC
12345 Perkins Road, Bldg. One
Baton Rouge, LA 70810

Buck Global, LLC
James A. Brown
A'Dair Flynt
Liskow & Lewis
One Shell Square
701 Poydras Street, #5000
New Orleans, LA 70139

Milliman, Inc.
Through its counsel of record
Harry Rosenberg
Phelps Dunbar
365 Canal Street
Suite 2000
New Orleans, LA 70130

Allied World Specialty Ins. Co.
Through its counsel of record
Michael A. Balascio
Barrasso Usdin Kupperman
909 Poydras Street
24th Floor
New Orleans, LA 70112

Atlantic Specialty Ins. Co.
Through its counsel of record
Seth A. Schmeckle
Lugenbuhl, Wheaton, Peck
601 Poydras Street
Suite 2775
New Orleans, LA 70130

Evanston Insurance Company
Karl H. Schmid
Simone M. Almon
Degan, Blanchard, & Nash
400 Poydras Street
Suite 2600
New Orleans, LA 70130

RSUI Indemnity, Inc.
Through its counsel of record
George D. Fagan
Leake & Andersson
1100 Poydras Street
Suite 1700
New Orleans, LA 70163

Terry S. Schilling
Through his counsel of record
Thomas McEachin
Schonekas, Evans, McGoey
909 Poydras Street, Suite 1600
New Orleans, LA 70112

Zurich American Ins. Co.
Through its counsel of record
Mr. John W. Hite, III
Salley, Hite, Mercer & Resor, LLC
365 Canal Street
Suite 1710
New Orleans, LA 70130

Warner L. Thomas IV, Peter November,
Michael Hulefeld, Scott Posecai, Patrick
Quinlan, and William A. Oliver
Through their counsel of record
Robert B. Bieck, Jr.
Jones Walker LLP
201 St. Charles Avenue
49th Floor
New Orleans, LA 70170

PLEASE TAKE NOTICE that undersigned counsel for Defendant, Group Resources Incorporated, will take the deposition of Multiplan, Inc. **for records only** at the offices of W. Brett Mason, Esq., Stone Pigman Walther Wittmann L.L.C., 301 Main Street, Suite 1150, Baton Rouge, LA 70825, on **September 14, 2020**, at 2:30 p.m. Multiplan, Inc. is hereby directed to appear at the records deposition on the date and time set forth above and produce the following records:

All documents listed on the attached Exhibit "A".

The definitions set forth on the attached Exhibit "B" apply to the documents requested herein and as set forth on Exhibit "A" hereto.

No appearance from Multiplan, Inc. is required if it produces the requested documents to undersigned counsel at the offices of Stone Pigman Walther Wittmann LLC, 301 Main Street, Ste. 1150, Baton Rouge, LA 70825, on or before September 14, 2020 at 2:30 p.m.



W. Brett Mason, La. Bar No. 22511
Michael W. McKay, La. Bar No. 9362
Justin P. Lemaire, La. Bar No. 29948
Walter F. Metzinger III, La. Bar No. 37799
Of
Stone Pigman Walther Wittmann LLC
301 Main St., Ste. 1150
Baton Rouge, LA 70825
Telephone: (225) 490-5812

Attorneys for Defendant, Group Resources Incorporated

CERTIFICATE

I hereby certify that a copy of the above and foregoing Notice of Records
Deposition has been served upon all counsel of record by email this 11 day of August, 2020.

Brett Mason
W. BRETT MASON

EXHIBIT "A"

DOCUMENTS TO BE PRODUCED

- a) Any and all documents evidencing agreements, including but not limited to, business associate agreements, contracts, etc., between Multiplan, Inc., on the one hand, and Louisiana Health Cooperative, Inc., Beam Partners, LLC, Group Resources Incorporated, and/or CGI Technologies and Solutions, Inc., on the other, relating to the Project.
- b) Any and all statement(s) of work that describe the purpose and scope of the work to be completed in connection with the establishment and maintenance of any electronic connections between Multiplan, Inc., on the one hand, and Louisiana Health Cooperative, Inc., Beam Partners, LLC, Group Resources, Inc., and/or CGI Technologies and Solutions, Inc., on the other, in connection with the Project.
- c) Any and all electronic calendar invitations or other documents that depict the time and/or venue for any meetings or telephone conferences related to Multiplan, Inc.'s work in connection with the Project.
- d) Any and all telephone or call logs or other documents evidencing the time and/or purpose of any calls directly related to the statement(s) of work and data exchange tasks associated with the Project.
- e) Any and all ongoing project email threads, either through an email platform like Exchange or a project management program (software) (e.g., Basecamp) or platform that describes the Project and the actions that need to be completed by both Louisiana Health Cooperative, Inc. and Multiplan, Inc. to establish and maintain the electronic connections.
- f) Any and all progress reports that evidence the ongoing status of the Project and any issues associated therewith.
- g) Any and all service tickets (open or closed) evidencing any workflow process problems on the Project while Multiplan, Inc. was a preferred provider organization for Louisiana Health Cooperative, Inc.
- h) Any and all weekly and/or monthly billings that evidence electronic transaction counts (claim volumes) for each respective billing cycle associated with the Project.
- i) Any and all settlement agreements and/or mutual releases executed by Multiplan, Inc. in connection with its work on the Project.
- j) Any and all workflow overview documents that provide a pictorial overview of all the connections that need to be established and maintained in connection with the work of Multiplan, Inc. on the Project.
- k) Any and all communications and other documents exchanged between the Multiplan, Inc. Account Manager(s) and representatives of Louisiana Health Cooperative, Inc.
- l) Any and all communications and other documents exchanged between the Multiplan, Inc. Account Manager(s) and representatives of Group Resources Incorporated in connection with the Project.
- m) Any and all communications and other documents exchanged between the Multiplan, Inc. Account Manager(s) and representatives of CGI Technologies and Solutions, Inc. in connection with the Project.
- n) Any and all communications and other documents exchanged between the Multiplan, Inc. Account Manager(s) and representatives of Beam Partners, LLC in connection with the Project.

EXHIBIT "B"

DEFINITIONS

The following definitions apply to the document requests noted hereinabove:

- (a) "Multiplan, Inc." shall refer collectively to Multiplan, Inc. and any of its parent companies, affiliates, subsidiaries, officers, directors, agents, representatives, partners, members, employees or anyone acting or purporting to act on behalf of the foregoing.
- (b) "You" and "your" shall refer collectively to Multiplan, Inc. and any of its parent companies, affiliates, subsidiaries, officers, directors, agents, representatives, partners, members, employees or anyone acting or purporting to act on behalf of the foregoing.
- (c) "Documents" shall be used in its broadest sense and shall mean and include, but not be limited to, all writings of any kind, nature or character, including the originals and all non-identical copies, including without limitation, all written, printed, typed, recorded, or graphic matter of any kind and description and electronically stored information, and all attachments and appendices thereto. Without limiting the foregoing, the terms "document" and "documents" shall include all correspondence, agreements, affidavits, appraisals, letters, counter letters, emails, contracts, surveys, maps, brochures, plats, charts, advertisements, memoranda, notes, diaries, diary entries, telegrams, telexes, interoffice and intra office communications, messages, notations of any sorts of conversations, reports, studies, checks, statements, receipts, returns, summaries, pamphlets, books, calendars, calendar entries, appointment books, worksheets, ledgers, journals, trust instruments, computer printouts, resolutions, promissory notes, circulars, pleadings, motions, and all drafts, alterations, modifications, changes and amendments to any of the foregoing.
- (d) "Relating to" means concerning, relating to, referring to, describing, evidencing, constituting, regarding, respecting, pertaining to, affecting, with regard to, touching or connected with.
- (f) "Project" means the operation of Louisiana Health Cooperative, Inc. and any and all work associated with Louisiana Health Cooperative, Inc.