

NINETEENTH JUDICIAL DISTRICT COURT FOR THE PARISH OF EAST BATON ROUGE

STATE OF LOUISIANA

NUMBER: 641,928

SEC. 26

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

\*\*\*\*\*

MOTION TO APPROVE AMENDED CONTRACT FOR  
PROFESSIONAL LEGAL SERVICES OF BURGLASS & TANKERSLEY, LLC

NOW INTO COURT, through undersigned counsel, comes James J. Donelon, Commissioner of Insurance for the State of Louisiana in his capacity as Rehabilitator of Louisiana Health Cooperative, Inc., through the Commissioner's Court-appointed Receiver, Billy Bostick ("LAHC"), who respectfully submits this Motion to Approve an Amendment to the Contract for Professional Legal Services with Burglass & Tankersley, LLC ("Burglass"). In support of this motion, LAHC avers as follows:

1.

Burglass represents LAHC in the above-captioned matter by appointment of the Attorney General and pursuant to a Contract for Professional Legal Services approved by this Court on October 15, 2015 (the "Burglass Contract"). See Exhibit 1.

2.

On or about February 8, 2016, Jeff Landry, Attorney General for the State of Louisiana, approved changes to the maximum hourly fee schedule for professional legal services provided by outside counsel such as Burglass.

3.

Since the outset of this receivership, Burglass has been compensated at the hourly rates that were effect on **April 23, 2014**. See Exhibit 1, Appendix "C" to the Burglass Contract. Per the terms of Burglass contract, LAHC may modify the hourly rate paid to Burglass "with the concurrence of the Attorney General and the approval of the Court." LAHC seeks to amend Appendix "C" of the contract with Burglass to allow for Burglass to be compensated according

to the fee schedule adopted and approved by the Attorney General in 2016. A copy of the proposed amendment titled "Amended Appendix 'C'" is attached as Exhibit 2.

4.

LAHC submits that the Burglass work on this receivership to date has been exemplary and warrants compensation at the revised rates provided in Exhibit 2. LAHC also projects that LAHC will have sufficient assets to compensate Burglass at the rates provided in Exhibit 2 through the conclusion of this receivership. LAHC believes the proposed level of compensation is fair and reasonable and in LAHC's best interest.

5.

WHEREFORE, LAHC respectfully requests that this Court grant his motion and approve the proposed amendment to the Receiver's Contract for Professional Legal Services with Burglass & Tankersley, LLC.

RESPECTFULLY SUBMITTED,

JEFF LANDRY  
ATTORNEY GENERAL

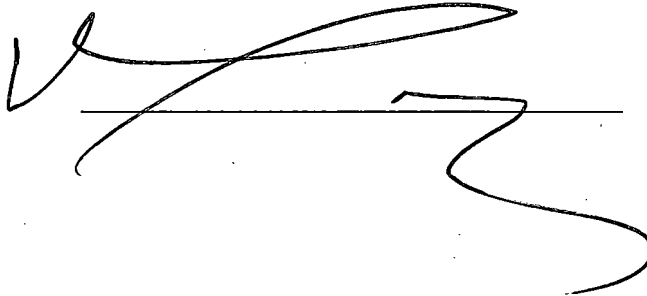
By:



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**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that I have not served a copy of the foregoing pleading on any counsel in these proceedings because there are no other parties in these proceedings, this 13<sup>th</sup> day of May, 2021.



NINETEENTH JUDICIAL DISTRICT COURT  
PARISH OF EAST BATON ROUGE  
STATE OF LOUISIANA

NUMBER: 641,928

SEC. 27

JAMES J. DONELON, COMMISSIONER OF INSURANCE  
FOR THE STATE OF LOUISIANA  
VERSUS  
LOUISIAN HEALTH COOPERATIVE, INC. ("LAHC")

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ORDER

Considering the Motion of Louisiana Health Cooperative, Inc. in Rehabilitation ("LAHC") to Approve the Amended Contract for Professional Legal Services with Burglass & Tankersley, LLC, and the Court finding that LAHC is entitled to the relief requested,

**IT IS HEREBY ORDERED** that the Motion to Approve the Amended Contract for Professional Legal Services with Burglass & Tankersley, LLC is GRANTED; and

**IT IS FURTHER ORDERED** that Burglass & Tankersley, LLC's contract with LAHC is AMENDED by replacing Appendix "C" of the Burglass & Tankersley original contract with the proposed amendment attached to the LAHC motion as Exhibit 2, below.

Read and signed at Baton Rouge, Louisiana on this 18 day of May, 2021.

  
\_\_\_\_\_  
DISTRICT COURT JUDGE RICHARD "CHIP" MOORE, III

**EXHIBIT 2**

**Burglass & Tankersley**

**REVISED ADDENDUM TO THE CONTRACT FOR PROFESSIONAL SERVICES**

**APPENDIX "C" -REVISED BILLING RATES**

Until changed by the Receiver, with the concurrence of the Attorney General and the approval of the Court, the following maximum rates shall be paid for Professional Legal Services rendered in accordance with the terms and conditions of the contract to which this appendix is attached:

Lawyers with ten (10) or more years of experience in the practice of law - \$225.00 per hour maximum.

Lawyers with more that five (5) years of experience in the practice of law - \$175.00 per hour maximum.

Lawyers with three (3) to five (5) or more years of experience in the practice of law - \$95.00 per hour maximum.

Paralegals with more than five (5) years of experience or with certification of graduation from a paralegal school acceptable to the Receiver - \$85.00 per hour maximum.

Paralegals with less than five (5) years of experience - \$75.00 per hour maximum.

Expenses are reimbursable or repayable in accordance with the Louisiana Department of Insurance Office of the Commissioner's Billing Travel and Expenses Guidelines for Receiverships.