

NINETEENTH JUDICIAL DISTRICT COURT FOR THE PARISH OF EAST BATON ROUGE

STATE OF LOUISIANA

NUMBER: 641,929

SEC. 26

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

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MOTION TO APPROVE AMENDED CONTRACT FOR  
PROFESSIONAL SERVICES OF D'ANTONIO TECHNOLOGIES, 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 Services with D'Antonio Technologies, LLC ("D'Antonio Technologies"). In support of this motion, LAHC avers as follows:

1.

D'Antonio Technologies provides services to LAHC in the above-captioned matter pursuant to a Contract for Professional Services approved by this Court on October 5, 2012 and as later amended and approved by the Court on January 14, 2016 to enlarge the scope of work (the "D'Antonio Technologies Contract"). See Exhibit 1.

2.

On or about January 6, 2016, the Louisiana Department of Insurance approved changes to the maximum hourly fee schedule for professional services provided by contractors such as D'Antonio Technologies, but did not change the original rate of \$150.00 per hour. See Exhibit 1.

3.

Since the outset of this receivership, D'Antonio Technologies has been compensated at the hourly rates that were effect on **April 23, 2014**. See Exhibit 1 to the D'Antonio Technologies Contract. Per the terms of D'Antonio Technologies contract, LAHC may modify the hourly rate paid to D'Antonio Technologies subject to the approval of the Court." LAHC seeks to amend Exhibit 1 and replace it with Exhibit 2 of the contract with D'Antonio Technologies to allow for

D'Antonio Technologies to be compensated according to the current fee schedule adopted in 2016. A copy of the proposed amendment is attached as Exhibit 2.

4.

LAHC submits that D'Antonio Technologies' work on this receivership to date has been exemplary and warrants compensation at the rates provided in Exhibit 2. LAHC also projects that LAHC will have sufficient assets to compensate D'Antonio Technologies 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 is 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 Services with D'Antonio Technologies, LLC.

Respectfully Submitted,

**BURGLASS & TANKERSLEY, LLC**

BY: 

SUE BUSER (#18151)

5213 Airline Drive

Metairie, Louisiana 70001-5602

Phone: (504) 836-0420

Telefax: (504) 287-0480

Attorneys for **JAMES J. DONELON, Commissioner of Insurance for the State of Louisiana as Rehabilitator of Louisiana Health Cooperative, Inc. in Rehabilitation**

**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 30<sup>th</sup> day of April, 2021.



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

NUMBER: 641,929

SEC. 27

JAMES J. DONELON, COMMISSIONER OF INSURANCE  
FOR THE STATE OF LOUISIANA

VERSUS

LOUISIANA 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 Services with D'Antonio Technologies, 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 Services with D'Antonio Technologies, LLC is GRANTED; and

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

Read and signed at Baton Rouge, Louisiana on this 04 day of May, 2021.

  
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DISTRICT COURT JUDGE RICHARD "CHIP" MOORE, III

**EXHIBIT 2**

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

**D'Antonio Technologies, LLC**

**EXHIBIT "A" –REVISED BILLING RATES**

From January 1, 2021 until changed by the LDI, with the concurrence of the Contractor, the services of Philip D'Antonio will be paid at the rate of \$225.00 per hour plus expenses.