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3 Joel A. Glover (CO Bar No. 20821) (*pro hac vice* pending)
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6 *Attorneys for Receiver*

8 SUPERIOR COURT OF ARIZONA
9 COUNTY OF MARICOPA

10 STATE OF ARIZONA, *ex rel.*
11 LESLIE R. HESS, Interim Director
of Insurance,

12 Plaintiff,

13 vs.

14 COMPASS COOPERATIVE MUTUAL
15 HEALTH NETWORK, INC., dba
16 MERITUS MUTUAL HEALTH
17 PARTNERS, an Arizona corporation; and
18 COMPASS COOPERATIVE HEALTH
19 PLAN, INC., dba MERITUS HEALTH
20 PARTNERS, an Arizona corporation,

21 Defendants.

No. CV2016-011872

PETITION NO. 8

**PETITION TO SET HEARING
AND APPROVE NOTICE OF
HEARING FOR PETITION NO. 7 -
PETITION FOR ORDER
APPROVING LIQUIDATION
PLAN**

(Assigned to The Honorable
Daniel Martin)

22 Leslie R. Hess, Interim Director of the Arizona Department of Insurance, as
23 Receiver (hereinafter "Receiver") of Compass Cooperative Mutual Health Network, Inc.
24 doing business as Meritus Mutual Health Partners ("Meritus Mutual") and Compass
25 Cooperative Health Plan, Inc. dba Meritus Health Partners ("MHP"), appointed pursuant
26 to A.R.S. § 20-611, *et seq.*, has filed Petition No. 7 – Petition for Order Approving
Liquidation Plan ("Petition No. 7"). Among other things, Petition No. 7 addresses claims
procedures and statutory priorities and also requests a temporary restraining order that

1 prohibits providers from recovering balances that might be due from consumers (*i.e.*
2 patients) who were enrollees in Meritus Mutual and MHP unless and until an Explanation
3 of Benefits Form has been issued by the Receiver.

4 The Receiver requests that the Court set a hearing on Petition No. 7 and approve
5 the form Notice of Hearing attached as **Exhibit A**. Once a hearing date is set, the
6 Receiver will post the Notice of Hearing on the website maintained for Meritus Mutual
7 and MHP and will mail the Notice of Hearing to all providers with open claims,
8 according to the current records of Meritus Mutual and MHP.

9 Dated this 11th day of January, 2017.

10 LEWIS ROCA ROTHGERBER CHRISTIE LLP

11 By: /s/ Justin J. Henderson (#026930)

12 Joel A. Glover

13 Justin J. Henderson

14 *Attorneys for Receiver*

15 COPY of the foregoing mailed this
16 11th day of January, 2017 to the
17 attached Master Service List

18 /s/ C.J. Scruggs

19 C.J. Scruggs
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1 SUPERIOR COURT OF ARIZONA

2 COUNTY OF MARICOPA

3 No. CV2016 011872 (Assigned to The Honorable Daniel Martin)

4
5 MASTER SERVICE LIST

6
7 Leslie R. Hess, Receiver
8 Interim Director, Arizona Department of Insurance
9 2910 North 44th Street, Suite 210
Phoenix, Arizona 85018-7269

10 Lynette Evans, Assistant Attorney General
11 Liane Kido, Assistant Attorney General
12 Office of the Attorney General
1275 West Washington Street
13 Phoenix, Arizona 85007
Attorneys for Arizona Department of Insurance

14
15 Richard G. Erickson
16 Robert F. Kethcart
17 Snell & Wilmer L.L.P.
18 One Arizona Center
400 East Van Buren
19 Phoenix, Arizona 85004
Attorneys for Defendants

20 Richard J. Voth, Sr.
21 P.O. Box 3970
Pinetop, Arizona 85935

22 Larry Aldrich, Executive Chairman
23 Employers Health Alliance of Arizona
24 7520 East McLellan Lane
Scottsdale, Arizona 85250

- 1 Christophe Burusco
2 Sidley Austin LLP
3 555 West 5th Street, 40th Floor
4 Los Angeles, California 90013
5 *Attorneys for Care1st Health Plan Administrative Services, Inc.*
- 6 Matthew A. Clemente
7 Sidley Austin LLP
8 One South Dearborn
9 Chicago, Illinois 60603
10 *Attorneys for Care1st Health Plan Administrative Services, Inc.*
- 11 Michael Surguine
12 Executive Director
13 Arizona Life & Disability Insurance Guaranty Fund
14 2910 North 44th Street, Suite 201 (2nd Floor)
15 Phoenix, Arizona 85018-7269
- 16 Darren Ellingson
17 Special Deputy Receiver
18 Raintree Corporate Center I
19 15333 North Pima Road, Suite 305
20 Scottsdale, Arizona 85260
- 21 Sheri W. Shudde
22 Deputy Receiver
23 Arizona Department of Insurance
24 2910 North 44th Street, Suite 210 (2nd Floor)
25 Phoenix, Arizona 85018
- 26 Banner Health
Patient Financial Services
Attn: Anna Rosalez, Manager
525 West Brown Road, Third Floor
Mesa, Arizona 85201
- S. David Childers
Kutak Rock LLP
8601 North Scottsdale Road, Suite 300
Scottsdale, Arizona 85253-2738

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Ortencia Solis
Arrowhead Pediatrics
Billing Department Insurance Rejections
17215 North 72nd Drive, Building D Suite 140B
Glendale Arizona 85308-8599

Debbie Bailey
Cactus Children's Clinic, PC
5940 West Union Hills Drive, Suite D100
Glendale, Arizona 85308

Monica Gaspari
Billing Office Supervisor
Pima Heart Physicians
3375 North Campbell Avenue
Tucson, Arizona 85719

United States Department of Justice
522 North Central Avenue
Phoenix, Arizona 85004

U.S. Department of Justice
950 Pennsylvania Avenue, NW
Washington, DC 20530-0001

United States Attorney General
U.S. Department of Justice
950 Pennsylvania Avenue, NW
Washington, DC 20530-0001

U.S. Centers for Medicare & Medicaid Services
7500 Security Boulevard
Baltimore, Maryland 21244

Exhibit A

1 **Lewis Roca Rothgerber Christie LLP**

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3 **Joel A. Glover** (CO Bar No. 20821) (admitted *pro hac vice*)
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8 SUPERIOR COURT OF ARIZONA
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15 HEALTH NETWORK, INC., dba
16 MERITUS MUTUAL HEALTH
17 PARTNERS, an Arizona corporation; and
COMPASS COOPERATIVE HEALTH
PARTNERS, an Arizona corporation,

18 Defendants.

No. CV2016-011872

**NOTICE OF HEARING
REGARDING PETITION FOR
ORDER APPROVING
LIQUIDATION PLAN**

(Assigned to The Honorable
Daniel Martin)

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20 The Arizona Superior Court in Maricopa County has appointed Leslie R. Hess,
21 Interim Director of the Arizona Department of Insurance, as Receiver (hereinafter
22 "Receiver") of Compass Cooperative Mutual Health Network, Inc. doing business as
23 Meritus Mutual Health Partners ("Meritus Mutual") and Compass Cooperative Health
24 Plan, Inc. dba Meritus Health Partners ("MHP"). The Receiver has filed a petition with
25 the Court that may affect your rights. Among other things, Petition No. 7– Petition for
26 Order Approving Liquidation Plan ("Petition No. 7") addresses claims procedures and

1 statutory priorities and also includes a request for entry of a temporary restraining order
2 that prohibits providers of medical services from recovering balances that might be due
3 from consumers (*i.e.* patients) who were enrollees in Meritus Mutual and MHP unless
4 and until an Explanation of Benefits form (or other documentation) has been issued by
5 the Receiver. You may obtain a copy of Petition No. 7 by contacting the lawyers listed at
6 the top of this notice through e-mail or by telephone.

7 A hearing on Petition No. 7 is scheduled for _____, _____. If you
8 have an objection to anything in Petition No. 7, you must file a written objection no later
9 than 7 business days before the hearing. If no objections are filed, the Court may grant
10 the relief requested in Petition No. 7 without having the hearing.

11
12 Dated this ___ day of _____, _____.

13 LEWIS ROCA ROTHGERBER CHRISTIE LLP

14
15 By: _____
16 Joel A. Glover
17 Justin J. Henderson
18 *Attorneys for Receiver*

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Scruggs, Colleen

From: TurboCourt Customer Service <CustomerService@TurboCourt.com>
Sent: Wednesday, January 11, 2017 5:21 PM
To: Scruggs, Colleen; azturbocourt@lrrc.com
Subject: AZTurboCourt E-Filing Courtesy Notification

PLEASE DO NOT REPLY TO THIS EMAIL.

A party in this case requested that you receive an AZTurboCourt Courtesy Notification.

AZTurboCourt Form Set #2057302 has been DELIVERED to Maricopa County.

You will be notified when these documents have been processed by the court.

Here are the filing details:

Case Number: CV2016-011872 (Note: If this filing is for case initiation, you will receive a separate notification when the case # is assigned.)

Case Title: State Of Arizona, Et.Al. Vs. Compass Cooperative M

Filed By: Justin J Henderson

AZTurboCourt Form Set: #2057302

Keyword/Matter #: 302377-00001

Delivery Date and Time: Jan 11, 2017 5:20 PM MST

Forms:

Summary Sheet (This summary sheet will not be filed with the court. This sheet is for your personal records only.)

Attached Documents:

Petition: Petition No. 8 - Petition to Set Hearing and Approve Notice of Hearing for Petition No. 7 - Petition for Order Approving Liquidation Plan

Exhibit/Attachment (Supporting): Exhibit A