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6 Attorneys for Receiver

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8 SUPERIOR COURT OF ARIZONA
9 COUNTY OF MARICOPA

10 STATE OF ARIZONA, *ex rel.*
11 EVAN G. DANIELS, Director
of Insurance,

12 Plaintiff,

13 vs.

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

18 Defendants.
19

No. CV2016-011872

NOTICE OF SUBSTITUTION

(Assigned to The Honorable
Daniel Martin)

20 This Notice of Substitution is filed pursuant to and in accordance with Rule 25(d) of
21 the Arizona Rules of Civil Procedure. Keith Schraad has resigned from the position of
22 Director at the Arizona Department of Insurance. Evan G. Daniels has been appointed as
23 the Director of Insurance.

24 Among other things, Mr. Daniels, as Mr. Schraad's successor in interest, and in his
25 capacity as Director, is the proper party to this action and subject to the Order of
26 Appointment of Receiver and Injunction entered by the Court on August 10, 2016.

27 Rule 25(d), A.R.C.P., specifically addresses these circumstances, as follows:
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1 An action does not abate when a public officer who is a party in
2 an official capacity dies, resigns, or otherwise ceases to hold
3 office while the action is pending. The officer's successor is
4 automatically substituted as a party. The public officer's counsel
5 must file a notice of the substitution, and later proceedings should
6 be in the substituted party's name, but any misnomer not affecting
the parties' substantial rights must be disregarded. The court may
order substitution at any time, but the absence of such an order
does not affect the substitution.

7 Accordingly, counsel has modified the caption to reflect the substitution and has
8 provided notice of the substitution in accordance with Rule 25(d), A.R.C.P.

9 Dated this 10th day of August, 2020.

10 **FAEGRE DRINKER BIDDLE & REATH LLP**

11 By: /s/ Joel Glover (#034018)
12 Joel A. Glover
13 *Attorneys for Receiver*

14 COPY of the foregoing mailed this
15 10th day of August, 2020 to the
16 attached Master Service List

17 /s/ Tari Rader
18 Tari Rader

1 SUPERIOR COURT OF ARIZONA

2 COUNTY OF MARICOPA

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

5 **MASTER SERVICE LIST**

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