

MIKE KREIDLER
STATE INSURANCE COMMISSIONER

STATE OF WASHINGTON

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OFFICE OF
INSURANCE COMMISSIONER
HEARINGS UNIT

2013 SEP 10 P 12:04

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BEFORE THE STATE OF WASHINGTON
OFFICE OF INSURANCE COMMISSIONER

In the Matter of)	Docket No. 13-0244
)	
MOLINA HEALTHCARE OF)	ORDER TERMINATING
WASHINGTON, INC.,)	PROCEEDINGS
)	
A Health Maintenance Organization.)	
_____)	

TO: Molina Healthcare of Washington, Inc.
P.O. Box 4004
Bothell, WA 98041-4004

Timothy J. Parker, Esq.
Carney Badley Spellman, P.S.
701 Fifth Avenue, Suite 3600
Seattle, WA 98104-7010

Amy Dobberteen, Esq.
AVP, Marketplace Development
Molina Healthcare, Inc.
200 Oceangate, Suite 100
Long Beach, CA 90802

COPY TO: Mike Kreidler, Insurance Commissioner
James T. Odiorne, J.D., CPA, Chief Deputy Insurance Commissioner
Molly Nollette, Deputy Commissioner, Rates and Forms Division
AnnaLisa Gellermann, Esq., Deputy Commissioner, Legal Affairs Division
Office of the Insurance Commissioner
PO Box 40255
Olympia, WA 98504-0255



ORDER TERMINATING PROCEEDINGS

13-0244

Page - 2

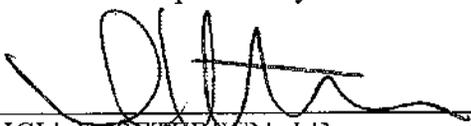
On July 31, 2013, the Insurance Commissioner (OIC) disapproved filings submitted by Molina Healthcare of Washington, Inc. ("Molina") for its proposed participation in the individual market of the new Washington Health Benefit Exchange. On August 30, Timothy J. Parker of Carney Badley Spellman, Counsel for Molina filed a second Demand for Hearing on behalf of Molina, contesting the OIC's July 31 disapproval. (Previously, on August 6, 2013, Molina filed a first Demand to contest this same July 31 OIC disapproval, but later withdrew that first Demand as reflected in the Order Terminating Proceeding entered August 14, and as further explained in the Notice of Hearing for this instant proceeding.)

On August 30, 2013 the undersigned held a first prehearing conference in this matter. The OIC was represented by AnnaLisa Gellermann, Esq., Deputy Commissioner in his Legal Affairs Division. Molina was represented by Timothy J. Parker, Esq. At the first prehearing teleconference, the parties agreed that a second prehearing teleconference should be held on September 3, and that a portion of the hearing could commence immediately thereafter; and that the hearing would commence or continue on September 4. At the second prehearing teleconference on September 3, the parties reported to the undersigned that they were working toward settling the case. On September 4, prior to the scheduled commencement of the hearing, Mr. Parker filed Molina Healthcare of Washington, Inc.'s Motion and Declaration for Voluntary Withdrawal of Request for Hearing. The Motion and Declaration state that Molina's filings for the Exchange were approved by the OIC rendering moot the issues in this proceeding. At that date and time, the undersigned granted Molina's Motion for Voluntary Withdrawal of Request for Hearing. Said Motion and Declaration for Voluntary Withdrawal of Request for Hearing is attached hereto and is by this reference made a part hereof.

Based upon the above activity,

IT IS HEREBY ORDERED that this proceeding, Docket No. 13-0244, is hereby dismissed.

ENTERED AT TUMWATER, WASHINGTON, this 10th day of September, 2013, pursuant to Title 48 RCW and specifically RCW 48.04 and Title 34 RCW and regulations applicable thereto.



PATRICIA D. PETERSEN, J.D.
Chief Presiding Officer

ORDER TERMINATING PROCEEDINGS

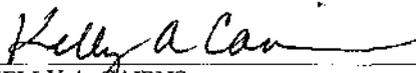
13-0244

Page - 3

Declaration of Mailing

I declare under penalty of perjury under the laws of the State of Washington that on the date listed below, I mailed or caused delivery through normal office mailing custom, a true copy of this document to the following people at their addresses listed above: Molina Healthcare of Washington, Inc., Timothy J. Parker, Esq., Amy Dobberteen, Esq., Mike Kreidler, James T. Odiome, Molly Nollette, AnnaLisa Gelfermann, Esq.

DATED this 10th day of September, 2013.


KELLY A. CAIRNS

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Hearings Unit, DIC
Patricia D. Petersen
Chief Hearing Officer

BEFORE THE STATE OF WASHINGTON
OFFICE OF INSURANCE COMMISSIONER

In the Matter of,

MOLINA HEALTHCARE OF
WASHINGTON, INC.,

A Health Maintenance Organization.

NO. 13-0244

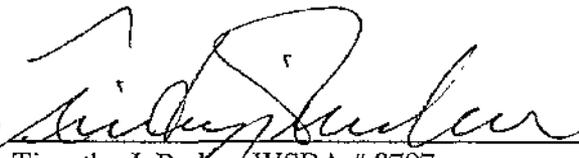
MOLINA HEALTHCARE OF
WASHINGTON, INC.'S MOTION AND
DECLARATION FOR VOLUNTARY
WITHDRAWAL OF REQUEST FOR
HEARING

I. MOTION

Molina Healthcare of Washington, Inc. hereby submits this Motion for Voluntary Withdrawal of its August 29, 2013, Request for Hearing without prejudice before resting its case. This motion is made in recognition of resolution of all issues raised in the Request for Hearing by virtue of OIC approval of movant's Health Insurance Exchange (individual) filing and is supported by the attached declaration of counsel.

DATED this 4th day of September, 2013.

CARNEY BADLEY SPELLMAN, P.S.

By 
Timothy J. Parker, WSBA # 8797
Attorney for Molina Healthcare of Washington, Inc.

MOLINA'S MOTION AND DECLARATION FOR
VOLUNTARY WITHDRAWAL OF REQUEST
FOR HEARING - 1

CARNEY
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II. DECLARATION

I, Timothy J. Parker, declare:

1. I am counsel for Molina Healthcare of Washington, Inc., the moving party, and make this declaration on personal knowledge and subject to the laws of perjury of the state of Washington.

2. On August 29, 2013, Molina Healthcare of Washington, Inc. filed a renewed Request for Hearing seeking approval of its Health Insurance Exchange individual filing with the OIC.

3. On this date, September 4, 2013, the OIC has formally advised Molina Healthcare of Washington, Inc. that its individual Health Insurance Exchange filing is approved, thereby rendering moot the issues in this proceeding.

I DECLARE UNDER PENALTY OF PERJURY OF THE LAWS OF THE STATE OF WASHINGTON THAT THE FOREGOING IS TRUE AND CORRECT.

DATED this 4th day of September,



Timothy J. Parker

DECLARATION OF SERVICE

I, Timothy J. Parker, under oath hereby declare as follows: I am an employee at Carney Badley Spellman, P.S., over the age of 18 years, and not a party to nor interested in this action. On September 4, 2013, I caused to be delivered via *email and U.S. mail* a copy of the foregoing document on the following parties at the last known address as stated:

Judge Patricia Petersen – ORIGINAL Chief Hearing Officer Office of the Insurance Commissioner 5000 Capitol Boulevard Tumwater, WA 98501 kellyc@oic.wa.gov
AnnaLisa Gellermann Deputy Insurance Commissioner for Legal Affairs Office of the Insurance Commissioner P.O. Box 40255 Olympia, WA 98504-0255 annalisag@oic.wa.gov

I DECLARE UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF WASHINGTON THAT THE FOREGOING IS TRUE AND CORRECT.

DATED this 4th day of September, 2013.


Timothy J. Parker