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OFFICE OF THE INSURANCE COMMISSIONER  
STATE OF WASHINGTON  
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BEFORE THE STATE OF WASHINGTON  
OFFICE OF THE INSURANCE COMMISSIONER

*In the Matter of:*

**SEATTLE CHILDREN'S HOSPITAL,**  
A Washington Not-For-Profit Corporation.

**Docket No. 13-0293**

**STIPULATION TO  
COORDINATED CARE  
CORPORATION'S  
WITHDRAWAL AS  
INTERVENOR**

The parties hereby stipulate to Coordinated Care Corporation's ("Coordinated Care's") withdrawal as an Intervenor in this matter for the reasons set forth below.

Seattle Children's Hospital ("SCH") filed its Demand for Hearing on October 22, 2013, which included its challenge to the Office of the Insurance Commissioner's ("OIC's") September 5, 2013 approval of Coordinated Care's rate filing. Coordinated Care filed a Petition to Intervene in this matter on December 2, 2013, based upon the fact that the relief sought by SCH would result in removal of Coordinated Care's plan from the 2014 Health Exchange, directly impacting both Coordinated Care and its customers. The Presiding Officer granted Coordinated Care's Petition to Intervene on December 19, 2013.

Since its intervention in this matter, Coordinated Care and SCH have reached an agreement. Accordingly, on April 30, 2014, SCH filed its Notice of Amendment to Demand for Hearing, providing "notice that it is no longer pursuing its demand for hearing . . . regarding the

STIPULATION TO COORDINATED CARE CORPORATION'S WITHDRAWAL AS INTERVENOR - 1

**ORIGINAL**

1 [OIC's] approvals" of Coordinated Care's rate filing. While the outcome of this case is still of  
2 great interest to Coordinated Care, it no longer has a directly-affected plan in the 2014 Health  
3 Exchange.

4 Pursuant to RCW 34.05.443(3): "The presiding officer may modify the [intervention]  
5 order at any time, stating the reasons for the modification." Further, under WAC 10-08-200(4):  
6 "The presiding officer shall have authority to . . . [r]ule on procedural matters, objections, and  
7 motions." Finally, an order authorizing Coordinated Care's withdrawal as an Intervenor is  
8 consistent with the underlying purpose of WAC 10-08-230(2)(c), which provides for "an order  
9 dismissing the affected party's interest in the proceeding" where that party has reached  
10 settlement.<sup>1</sup>

11 Because Coordinated Care no longer has a direct stake in these proceedings, the parties  
12 hereby stipulate to the Presiding Officer's issuance of an order permitting Coordinated Care to  
13 withdraw as an Intervenor.

14  
15 RESPECTFULLY SUBMITTED this 5<sup>th</sup> day of May, 2014.

17 STOEL RIVES LLP  
18 Attorneys for Coordinated Care  
19 Corporation

OFFICE OF THE INSURANCE  
COMMISSIONER

19 By: Maren Norton  
20 Maren R. Norton, WSBA No. 35435  
21 Karin D. Jones, WSBA No. 42406

By: Charles Brown *per email*  
20 AnnaLisa Gellerman, WSBA No. 30490  
21 Charles D. Brown, WSBA No. 5555 *see transcript*

22  
23  
24 <sup>1</sup> WAC 10-08-230 does not include a provision specific to intervening parties, but instead  
25 appears to contemplate settlement by the agency and the party that applied for the adjudicative  
26 proceeding. See WAC 10-08-230(2). Nevertheless, it suggests that allowing the withdrawal of  
Coordinated Care as an Intervenor is an appropriate conclusion given that it has reached an  
agreement with SCH. See WAC 10-08-230(2)(c).

1 BENNETT BIGELOW & LEEDOM, P.S.  
Attorneys for Seattle Children's Hospital

LANE POWELL PC  
Attorneys for Premera Blue Cross

2 *WSBA #16557*  
3 By: *Michael F. Madden*  
4 Michael F. Madden, WSBA No. 8747

By: *Gwendolyn C. Payton* *per*  
Gwendolyn C. Payton, WSBA No. 26752 *seal*  
*author*

5 CARNEY BRADLEY SPELLMAN  
6 Attorneys for BridgeSpan Health Company

7 By: *Timothy J. Parker* *per*  
8 Timothy J. Parker, WSBA No. 8797 *seal*  
9 *author*

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CERTIFICATE OF SERVICE

I, Juli Waldschmidt, hereby certify that I am employed at the law firm of Stoel Rives, LLP, over the age of 18 years and not a party to this action. On May 5, 2014, I caused to be delivered in the manner indicated a copy of the foregoing document on the following parties:

<p>Judge Patricia Petersen  Chief Hearing Officer  Office of the Insurance Commissioner  5000 Capitol Boulevard  Tumwater, WA 98501  Email: <a href="mailto:kellyc@oic.wa.gov">kellyc@oic.wa.gov</a></p> <p><i>via email and Legal Messenger</i></p>	<p><b>Attorney for Seattle Children's Hospital</b></p> <p>Michael Madden  Bennett Bigelow &amp; Leedom, P.S.  601 Union Street, Suite 1500  Seattle, WA 98101  Email: <a href="mailto:mmadden@bblaw.com">mmadden@bblaw.com</a></p> <p><i>via email and Legal Messenger</i></p>
<p><b>Attorneys for OIC</b></p> <p>Marta U. DeLeon  Office of the Attorney General  P.O. Box 40100  Olympia, WA 98504-0100  Email: <a href="mailto:martad@atg.wa.gov">martad@atg.wa.gov</a></p> <p>AnnaLisa Gellerman  Deputy Insurance Commissioner for Legal Affairs  Office of the Insurance Commissioner  P.O. Box 40155  Olympia, WA 98504-0255  Email: <a href="mailto:annalisag@oic.wa.gov">annalisag@oic.wa.gov</a></p>	<p><b>Attorney for Premera Blue Cross</b></p> <p>Gwendolyn C. Payton  Lane Powell PC  1420 Fifth Avenue, Suite 4100  Seattle, WA 98101-2338  Email: <a href="mailto:paytong@lanepowell.com">paytong@lanepowell.com</a></p> <p><i>via email only</i></p>
<p>Charles Brown  Legal Affairs Division  Office of the Insurance Commissioner  P.O. Box 40255  Olympia, WA 98504-0255  Email: <a href="mailto:charlesb@oic.wa.gov">charlesb@oic.wa.gov</a></p> <p><i>via email only</i></p>	<p><b>Attorney for BridgeSpan Health Company</b></p> <p>Timothy J. Parker  Carney Badley Spellman  701 Fifth Avenue, Suite 3600  Seattle, WA 98104-7010  Email: <a href="mailto:Parker@carneylaw.com">Parker@carneylaw.com</a></p> <p><i>via email only</i></p>

DATED: May 5, 2014 at Seattle, Washington.

  
Juli Waldschmidt, Legal Practice Assistant  
STOEL RIVES LLP

FILED

2014 MAY 5/6 A 9:35  
*handwritten initials*

OIC HEARINGS UNIT  
PATRICIA D. PETERSEN  
CHIEF PRESIDING OFFICER

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BEFORE THE STATE OF WASHINGTON  
OFFICE OF THE INSURANCE COMMISSIONER

*In the Matter of:*

SEATTLE CHILDREN'S HOSPITAL,  
A Washington Not-For-Profit Corporation.

Docket No. 13-0293

~~PROPOSED~~ ORDER  
AUTHORIZING COORDINATED  
CARE CORPORATION'S  
WITHDRAWAL AS  
INTERVENOR

This matter came before the Chief Presiding Officer on the Parties' Stipulation to Coordinated Care Corporation's Withdrawal as Intervenor. The Chief Presiding Officer has reviewed the Parties' Stipulation and the records and files herein.

Being fully informed, the Chief Presiding Officer hereby **ORDERS** that Coordinated Care Corporation is hereby withdrawn as an Intervenor from this action.

**IT IS SO ORDERED.**

DATED this 5<sup>th</sup> day of May, 2014.

  
\_\_\_\_\_  
Judge Patricia D. Petersen  
Chief Presiding Officer

[PROPOSED] ORDER AUTHORIZING COORDINATED CARE CORPORATION'S WITHDRAWAL AS INTERVENOR - 1

ORIGINAL

1 PRESENTED BY:

2 STOEL RIVES LLP

3

4 By: 

5 Maren R. Norton, WSBA No. 35435

6 Karin D. Jones, WSBA No. 42406

600 University Street, Suite 3600

Seattle, WA 98101

7 Telephone: 206.624.0900

8 Fax: 206.386.7500

Email: mnrorton@stoel.com

kdjones@stoel.com

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Attorneys for Coordinated Care Corporation

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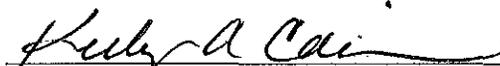
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[PROPOSED] ORDER AUTHORIZING COORDINATED CARE CORPORATION'S WITHDRAWAL AS  
INTERVENOR - 2

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 Order Authorizing Coordinated Care Corporation's Withdrawal as Intervenor to the following people at their addresses listed above: Michael Madden, Esq., Gwendolyn C. Payton, Esq., Timothy J. Parker, Esq., Maren R. Norton, Esq., Mike Kreidler, James T. Odiorne, J.D., CPA, Molly Nollette, AnnaLisa Gellerman, Esq., and Charles Brown, Esq.

DATED this 6<sup>th</sup> day of May, 2014.

  
KELLY A. CAIRNS