

FILED

BEFORE THE STATE OF WASHINGTON
OFFICE OF INSURANCE COMMISSIONER

2015 MAR 10 P 1:14

In the Matter of

**ASSOCIATION OF WASHINGTON
BUSINESS and AWB HEALTHCHOICE
EMPLOYEE BENEFITS TRUST**

) **Docket No. 15-0019**

) **ORDER TERMINATING**
) **PROCEEDING**

TO: Curt Roy Hinline, Esq.
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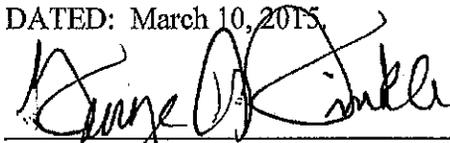
COPY TO: Mike Kreidler, Insurance Commissioner
James T. Odiorne, J.D., CPA, Chief Deputy Insurance Commissioner
AnnaLisa Gellermann, Deputy Commissioner, Legal Affairs Division
Charles Brown, Senior Insurance Enforcement Specialist, Legal Affairs Div.
Office of the Insurance Commissioner
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A prehearing conference was held on February 10, 2015. Consistent with the schedule set at the prehearing conference, confirmed in the Order on Prehearing Conference filed February 11, 2015, the OIC filed a Motion to Dismiss, dated February 27, 2015.

On March 5, 2015, AWB filed a Withdrawal of Demand for Hearing and Automatic Stay by Association of Washington Business and AWB HealthChoice Employee Benefits Trust ("Respondents"), copy attached hereto. In such Withdrawal of Demand, Respondents stated that they "immediately withdraw their demand for an administrative hearing and automatic stay."

Based upon the above activity, this Matter is hereby terminated.

DATED: March 10, 2015



Judge George Finkle (Ret.)
Presiding Officer

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: Curt Roy Hinehine, Jeffrey L. Gingold, Marta DeLeon, Mike Kreidler, James T. Odlorne, AnnaLisa Gellermann, and Charles Brown.

DATED this 10th day of March, 2015.



KELLY A. CAIRNS

FILED

2015 MAR -5 P 2:14

STATE OF WASHINGTON
OFFICE OF THE INSURANCE COMMISSIONER

In Re:

ASSOCIATION OF WASHINGTON
BUSINESS, et al.,

Respondents.

OIC No. 15-0019

**WITHDRAWAL OF DEMAND FOR
HEARING AND AUTOMATIC STAY BY
ASSOCIATION OF WASHINGTON
BUSINESS AND AWB HEALTHCHOICE
EMPLOYEE BENEFITS TRUST**

The Association of Washington Business and AWB HealthChoice Employee Benefits Trust (collectively, "Respondents") are pleased to learn that Commissioner Myron "Mike" Kreidler and the Washington Office of Insurance Commissioner ("Commissioner") admit that there is no basis for either threatening to disapprove or actually disapproving Respondents' Premera Blue Cross' ("PBC") large group association health plan filings. Respondents are equally gratified that the Commissioner states that the disapproval of these filings is a "mere possibility", there "simply is no credible basis" to support any such allegation, it would be "entirely speculation", and "entirely speculative and hypothetical" to suggest otherwise. See Commissioner's Motion to Dismiss for Lack of Threatened Agency Action and Lack of Standing ("Motion to Dismiss") at 1, 5, 6, and 7. The Commissioner has made these admissions despite having been placed on notice by Respondents that PBC's

1 filings in question include, for example, rating and benefits selection features that the
2 Commissioner has recently disapproved in filings for other association health plans.

3 Respondents strongly disagree with most of the other assertions made by the
4 Commissioner in the Motion to Dismiss. However, in view of the Commissioner's foregoing
5 admissions, Respondents hereby immediately withdraw their demand for an administrative
6 hearing and automatic stay. In doing so, Respondents reserve all rights against the
7 Commissioner.

8 DATED this 5th day of March 2015.

9 BRACEWELL & GIULIANI LLP

10
11 /s/Curt Roy Hinline

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CERTIFICATE OF SERVICE

I hereby certify that I am an assistant to Curt Roy Hineline at Bracewell & Giuliani LLP and that a true and correct copy of the above and foregoing document has been served on the following, via E-Mail and U.S. Mail, on the 5th day of March, 2015.

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/s/Serita Smith

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