

**From:** [Colman, Darryl \(OIC\)](#)  
**To:** [OIC Hearings Unit](#); [Tocco, Kim \(OIC\)](#)  
**Cc:** [Tribe, Christine \(OIC\)](#); [Pace, Josh \(OIC\)](#); [Eisentrou, Julia \(OIC\)](#); "Smith, Ethan"; "Neiman, Eric"  
**Subject:** RE: In re: Alera Healthcare Inc., No. 19-0241 - Appearance(s) for OIC  
**Date:** Wednesday, May 13, 2020 7:59:44 AM  
**Attachments:** [image004.png](#)  
[image005.png](#)  
[image006.png](#)

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Good morning –

Kim has taken another position at the OIC and so she is no longer appearing as a representative at this time. Thanks,

Darryl E. Colman

Attorney Manager, Legal Affairs

Pronouns: He, His

Washington State Office of the Insurance Commissioner

PO Box 40255

Olympia, WA 98504-0255

(360)725-7118; (360) 664-2782 (fax)

[DarrylC@oic.wa.gov](mailto:DarrylC@oic.wa.gov)

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**From:** Carter, Rebekah (OIC) **On Behalf Of** OIC Hearings Unit

**Sent:** Wednesday, May 13, 2020 6:34 AM

**To:** Colman, Darryl (OIC) ; Tocco, Kim (OIC)

**Cc:** Tribe, Christine (OIC) ; OIC Hearings Unit ; Pace, Josh (OIC) ; Eisentrou, Julia (OIC) ; 'Smith, Ethan' ; 'Neiman, Eric'

**Subject:** In re: Alera Healthcare Inc., No. 19-0241 - Appearance(s) for OIC

Good morning,

I'm preparing to send out an Amended Notice of Hearing but want to first check on the current attorney(s) of record for the OIC for proper service. Our records show that we received a Notice of Additional Representative on March 19, 2020 for Mr. Colman's appearance. However, Ms. Tocco appears to have dropped out of filings and communications in April, and our records are not showing that we received a Notice of Withdrawal. It does not need to be formal, an email response will suffice, but I wanted to double-check in case Ms. Tocco is still also appearing in this matter on behalf of the agency so that she's not excluded from service and communications.

Thank you,



## Rebekah Carter

*Pronouns: She/Her*

*Paralegal, Hearings Unit*

*Washington State Office of the Insurance Commissioner*

*(360) 725-7002 (office) | (360) 664-2782*

[RebekahC@oic.wa.gov](mailto:RebekahC@oic.wa.gov)

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**From:** Eisentrou, Julia (OIC)

**Sent:** Tuesday, May 12, 2020 5:00 PM

**To:** Smith, Ethan <[Ethan.Smith@lewisbrisbois.com](mailto:Ethan.Smith@lewisbrisbois.com)>; Colman, Darryl (OIC) <[DarrylC@oic.wa.gov](mailto:DarrylC@oic.wa.gov)>; Neiman, Eric <[Eric.Neiman@lewisbrisbois.com](mailto:Eric.Neiman@lewisbrisbois.com)>

**Cc:** Tribe, Christine (OIC) <[ChrisT@OIC.WA.GOV](mailto:ChrisT@OIC.WA.GOV)>; Carter, Rebekah (OIC) <[RebekahC@oic.wa.gov](mailto:RebekahC@oic.wa.gov)>; OIC Hearings Unit <[HearingsU@oic.wa.gov](mailto:HearingsU@oic.wa.gov)>

**Subject:** RE: Stipulation to continue deadline for MSJ

Good afternoon,

Those dates are acceptable for Hearings. Rebekah will send out an amended NOH with the new dates/schedule. No stipulated order is necessary.

Kind regards,

## Julia Eisentrou

Presiding Officer

Washington State Office of the Insurance Commissioner

(360) 725-7002

[JuliaE@oic.wa.gov](mailto:JuliaE@oic.wa.gov)



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**From:** Smith, Ethan [<mailto:Ethan.Smith@lewisbrisbois.com>]  
**Sent:** Tuesday, May 12, 2020 8:48 AM  
**To:** Eisentrout, Julia (OIC) <[JuliaE@oic.wa.gov](mailto:JuliaE@oic.wa.gov)>; Colman, Darryl (OIC) <[DarrylC@oic.wa.gov](mailto:DarrylC@oic.wa.gov)>; Neiman, Eric <[Eric.Neiman@lewisbrisbois.com](mailto:Eric.Neiman@lewisbrisbois.com)>  
**Cc:** Tribe, Christine (OIC) <[ChrisT@OIC.WA.GOV](mailto:ChrisT@OIC.WA.GOV)>; Carter, Rebekah (OIC) <[RebekahC@oic.wa.gov](mailto:RebekahC@oic.wa.gov)>; OIC Hearings Unit <[HearingsU@oic.wa.gov](mailto:HearingsU@oic.wa.gov)>  
**Subject:** RE: Stipulation to continue deadline for MSJ

Judge Eisentrout,

OIC is continuing to produce substantial documents in response to Alera's discovery requests and does not expect to be done until June 7, 2020. As a result, another extension of the dispositive motion deadline is necessary, as is a corresponding extension of the hearing date. The parties have conferred and agreed to the following case schedule:

- Dispositive motion deadline: 8/7/2020
- Hearing: 12/7/2020

Please let us know whether these dates will work for your office. Please also let us know whether the parties need to file a formal stipulated motion or this email will suffice.

Thank you,  
Ethan

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**From:** Smith, Ethan  
**Sent:** Wednesday, April 29, 2020 9:57 AM  
**To:** 'Eisentrout, Julia (OIC)' <[JuliaE@oic.wa.gov](mailto:JuliaE@oic.wa.gov)>; Colman, Darryl (OIC) <[DarrylC@oic.wa.gov](mailto:DarrylC@oic.wa.gov)>; Neiman, Eric <[Eric.Neiman@lewisbrisbois.com](mailto:Eric.Neiman@lewisbrisbois.com)>  
**Cc:** Tribe, Christine (OIC) <[ChrisT@OIC.WA.GOV](mailto:ChrisT@OIC.WA.GOV)>; Carter, Rebekah (OIC) <[RebekahC@oic.wa.gov](mailto:RebekahC@oic.wa.gov)>; OIC Hearings Unit <[HearingsU@oic.wa.gov](mailto:HearingsU@oic.wa.gov)>  
**Subject:** RE: Stipulation to continue deadline for MSJ

Thank you. We will confer with our client and Darryl Colman and get back to you about the case schedule.

Best,  
Ethan

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**From:** Eisentrout, Julia (OIC) [<mailto:JuliaE@oic.wa.gov>]  
**Sent:** Wednesday, April 29, 2020 9:54 AM  
**To:** Colman, Darryl (OIC); Smith, Ethan; Neiman, Eric  
**Cc:** Tribe, Christine (OIC); Carter, Rebekah (OIC); OIC Hearings Unit  
**Subject:** [EXT] RE: Stipulation to continue deadline for MSJ

Good morning,

The schedule for dispositive motions is as follows (following the original timeline in the NOH)

Dispositive motion deadline: June 15

Responses due: July 13

Replies due: July 27

Presiding Officer Decision: August 24

Do the parties want to amend the remainder of the case schedule as well, including moving the hearing?

Kind regards,

**Julia Eisentrout**

Presiding Officer  
Washington State Office of the Insurance Commissioner  
(360) 725-7002  
[JuliaE@oic.wa.gov](mailto:JuliaE@oic.wa.gov)



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**From:** Colman, Darryl (OIC)  
**Sent:** Tuesday, April 28, 2020 6:00 PM  
**To:** Smith, Ethan <[Ethan.Smith@lewisbrisbois.com](mailto:Ethan.Smith@lewisbrisbois.com)>; Eisentrout, Julia (OIC) <[JuliaE@oic.wa.gov](mailto:JuliaE@oic.wa.gov)>; Neiman, Eric <[Eric.Neiman@lewisbrisbois.com](mailto:Eric.Neiman@lewisbrisbois.com)>  
**Cc:** Tribe, Christine (OIC) <[ChrisT@OIC.WA.GOV](mailto:ChrisT@OIC.WA.GOV)>; Carter, Rebekah (OIC) <[RebekahC@oic.wa.gov](mailto:RebekahC@oic.wa.gov)>; OIC Hearings Unit <[HearingsU@oic.wa.gov](mailto:HearingsU@oic.wa.gov)>  
**Subject:** RE: Stipulation to continue deadline for MSJ

Good evening,  
that works for the OIC as well. Thanks,  
Darryl E. Colman  
Attorney Manager, Legal Affairs  
Pronouns: He, His  
Washington State Office of the Insurance Commissioner  
PO Box 40255  
Olympia, WA 98504-0255  
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**From:** Smith, Ethan [<mailto:Ethan.Smith@lewisbrisbois.com>]  
**Sent:** Tuesday, April 28, 2020 4:26 PM  
**To:** Eisentrout, Julia (OIC) <[JuliaE@oic.wa.gov](mailto:JuliaE@oic.wa.gov)>; Colman, Darryl (OIC) <[DarrylC@oic.wa.gov](mailto:DarrylC@oic.wa.gov)>; Neiman, Eric <[Eric.Neiman@lewisbrisbois.com](mailto:Eric.Neiman@lewisbrisbois.com)>  
**Cc:** Tribe, Christine (OIC) <[ChrisT@OIC.WA.GOV](mailto:ChrisT@OIC.WA.GOV)>; Carter, Rebekah (OIC) <[RebekahC@oic.wa.gov](mailto:RebekahC@oic.wa.gov)>; OIC Hearings Unit <[HearingsU@oic.wa.gov](mailto:HearingsU@oic.wa.gov)>  
**Subject:** RE: Stipulation to continue deadline for MSJ  
Thank you . That works for Aliera.



**Ethan A. Smith**  
Attorney  
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**From:** Eisentrout, Julia (OIC) [<mailto:JuliaE@oic.wa.gov>]  
**Sent:** Tuesday, April 28, 2020 12:58 PM  
**To:** Colman, Darryl (OIC); Neiman, Eric; Smith, Ethan  
**Cc:** Tribe, Christine (OIC); Carter, Rebekah (OIC); OIC Hearings Unit  
**Subject:** [EXT] Stipulation to continue deadline for MSJ

External Email

Good afternoon,

The joint request to continue the motions for summary judgment is granted, so that the deadline for dispositive motions is extended to June 15. Do the parties wish to have the same amount of time as allowed in the Notice of Hearing to file responses and replies?

Kind regards,



**Julia Eisentrout**

Presiding Officer

*Washington State Office of the Insurance Commissioner*

(360) 725-7002

[JuliaE@oic.wa.gov](mailto:JuliaE@oic.wa.gov)