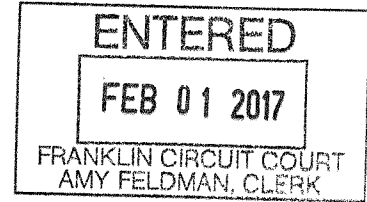


COMMONWEALTH OF KENTUCKY  
FRANKLIN CIRCUIT COURT  
DIVISION I  
CIVIL ACTION NO. 15-CI-1144



**H. BRIAN MAYNARD, in his capacity as  
COMMISSIONER OF THE KENTUCKY  
DEPARTMENT OF INSURANCE and  
LIQUIDATOR OF KENTUCKY HEALTH  
COOPERATIVE, INC.**

**PETITIONER**

**v. ORDER OF CLARIFICATION**

**KENTUCKY HEALTH COOPERATIVE, INC.**

**RESPONDENT**

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This matter is before the Court on a Motion for Clarification filed by the Kentucky Hospital Association. The Court being sufficiently advised, now Orders as follows.

The Court's December 28, 2016 Order shall remain in full force and effect, but for the purpose of clarification, the Court hereby rules as follows:

1. Claims<sup>1</sup> subject to the December 28, 2016 Order regarding the Liquidator's Proof of Claim process are those Claims filed by medical service providers (1) on or before October 15, 2016 (the "bar date"); (2) with a claimed amount of \$1,000 or less; and (3) that had not been adjudicated prior December 28, 2016;

2. The Liquidator is directed to send notice to any medical service provider who has submitted a Claim that is subject to the December 28, 2016 Order listing specific Claims that have been affected, and which are subject to the prohibitions regarding collections set forth in the December 28, 2016 Order.

3. With respect to the Claims subject to the December 28, 2016 Order (as defined above), medical service providers are prohibited, notwithstanding the Court's previous Order of January 21, 2016, from taking any action to collect any account balance on those Claims (as defined above) from the affected

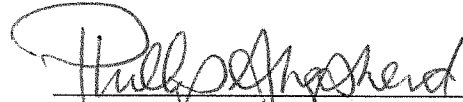
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<sup>1</sup> For the purposes of this Order, "Claims" shall mean any claim for payment submitted by a medical service provider, whether such claim was submitted in the normal course of business, as set forth in the Court's January 15, 2016 Liquidation Order, or whether submitted as a Proof of Claim.

Kentucky Health Cooperative member. Any account balance previously collected in conformity with the January 21, 2016 Order with respect to these Claims is not subject to refund of any deductibles, co-pays or co-insurance previously paid. A medical service providers write-off of such accounts may be treated as charity care if so qualified notwithstanding this Order and the December 28, 2016 Order.

4. All Claims other than those subject to the December 28, 2016 Order are subject to the Court's January 21, 2016 order. In accordance with the January 21, 2016 Order, medical service providers may bill and collect from Kentucky Health Cooperative members balances specifically permitted to be collected pursuant to the medical provider's contract with Kentucky Health Cooperative (such as deductibles, co-pays, or co-insurance).

So Ordered this <sup>15<sup>th</sup></sup> day of <sup>Feb.</sup> January, 2017.

  
Phillip J. Shepherd, Judge  
Franklin Circuit Court  
Division I

**CLERK'S CERTIFICATE OF SERVICE**

It is hereby certified that a true copy of the foregoing was served via U.S. Mail, this \_\_\_\_ day of January, 2017, upon the following:

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Clerk, Franklin Circuit Court