

**OFFICE OF COMMISSIONER OF INSURANCE
STATE OF GEORGIA**

IN THE MATTER OF:)
 BLUE CROSS BLUE SHIELD)
 HEALTHCARE PLAN OF) **Case No. 11025173**
 GEORGIA, INC.,)
 Respondent.)

CONSENT ORDER

WHEREAS, the Insurance Commissioner of the State of Georgia (“Commissioner”) has investigated, based on information and evidence provided to the Georgia Department of Insurance (“Department”), whether Blue Cross Blue Shield Healthcare Plan of Georgia, Inc. (“Anthem Blue” or “Respondent”) engaged in an act, practice, or transaction prohibited by Title 33 of the Official Code of Georgia Annotated (“Georgia Insurance Code”); and

WHEREAS, on May 10, 2019, the Commissioner issued a Notice and Order to Show Cause and a Subpoena Duces Tecum, and, on May 20, 2019, the Chief Deputy Commissioner issued an Order of Continuance in the above-referenced matter; and

WHEREAS, the Chief Deputy Commissioner, acting through his authority under O.C.G.A. § 33-2-4(a), has determined that the best course of action to obtain an adequate remedy for the allegedly impacted Georgia residents is to enter into an agreement with Anthem Blue, imposing certain terms under a Consent Order; and

WHEREAS, Anthem Blue, after being advised of all rights and procedures guaranteed to it under the Georgia Insurance Code, including the right to a hearing as provided by O.C.G.A. §33-2-17, waives any and all such rights; and

WHEREAS, Anthem Blue, without admitting any violation of the Georgia Insurance Code, consents to the entry of this Consent Order and agrees to adhere to all conditions contained herein and agrees to cooperate with the Department in effecting the purpose of this Consent Order.

NOW THEREFORE, upon consideration thereof, the Chief Deputy Commissioner hereby agrees to dismiss the Notice and Show Cause Order, the Subpoena Duces Tecum, and the Order of Continuance, subject to the following conditions:

1. For the purposes of this Consent Order, “Impacted Pathway Members” means the individuals who enrolled in the Pathway plans offered by Anthem Blue on the Federal Health Insurance Exchange or on anthem.com during the Open Enrollment Period for the 2019 calendar year and who selected or were assigned to a Primary Care Physician affiliated with the WellStar Health Systems, Inc. (“WellStar Health”).

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2. Anthem Blue will extend benefits to the Impacted Pathway Members through December 31, 2019. This extension of benefits means that the Impacted Pathway Member can receive treatment from WellStar Health Primary Care Physicians and Specialists between February 4, 2019, through December 31, 2019, and Anthem Blue will allow the previously contracted reimbursement rate between Anthem Blue and WellStar Health. This extension of benefits does not apply to outpatient services or hospital inpatient admissions at WellStar Health Hospitals occurring after February 4, 2019.
3. This Consent Order will not amend, modify, or change any term of the contracts between Anthem Blue and the Impacted Pathway Members, including but not limited to whether a service is otherwise covered and the member's right and obligation to appeal benefit decisions made by Anthem Blue.
4. This Consent Order will not amend, modify, or change any term of any agreement between Anthem Blue and any of its providers, including WellStar Health.
5. Anthem Blue will notify the Impacted Pathway Members of this extension of benefits by U.S. mail or electronic mail (if available) no later than ten days after the date of this Consent Order, and Anthem Blue will provide evidence of that notification to the Department no later than June 30, 2019.
6. Anthem Blue shall abide by the terms and conditions of this Consent Order.
7. This Consent Order is a full and final resolution of the allegations made by the Department in the Show Cause Order.
8. Nothing in this Consent Order shall be construed to limit the Commissioner's authority under the Georgia Insurance Code.
9. Upon execution of this Consent Order, if the Department receives a complaint from an Impacted Pathway Member alleging that Anthem Blue violated this Consent Order, the Department will notify Anthem Blue of such complaint and give Anthem Blue a reasonable opportunity to respond to the complaint or otherwise cure the alleged violation of the Consent Order within 15 days.
10. The parties agree that this Consent Order will be deemed executed upon the signature of the Chief Deputy Commissioner after the notarized signature of a representative for Anthem Blue. The parties further agree that the original of this Consent Order with an original signature will be forwarded to the Department within three (3) business days of its receipt by Anthem Blue. Failure to forward a signed original within the specified time period shall render this Consent Order voidable.

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Consented to by:

Blue Cross Blue Shield Healthcare Plan of Georgia, Inc.

By: [Signature]

Name: DEFF FUSILL

Title: PRESIDENT

Sworn and subscribed before me this 5th
day of June, 2019.

[Signature] [SEAL]
Notary Public, State of Georgia
My Commission expires 8/8/2020



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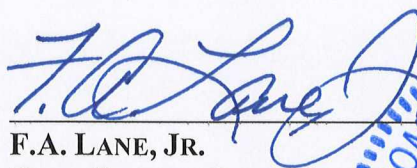
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THEREFORE, subject to the conditions set forth above, the Chief Deputy Commissioner hereby agrees to dismiss the Notice and Show Cause Order, the Subpoena Duces Tecum, and the Order of Continuance.

FURTHER, all terms and conditions contained herein are hereby ordered.

So ordered this 5th day of June, 2019.

This Consent Order will be reported to the National Association of Insurance Commissioners.



F.A. LANE, JR.
CHIEF DEPUTY COMMISSIONER OF INSURANCE
STATE OF GEORGIA



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