

March 31, 2016

Ms. Karynlee Harrington, Acting Executive Director
Maine Health Data Organization
102 State House Station
Augusta, ME 04333-0102

RE: Temporary Suspension of Anthem APCD Reporting

Dear Ms. Harrington:

Anthem Health Plans of Maine, Inc., d/b/a Anthem Blue Cross and Blue Shield (“Anthem”) hereby notifies the Maine Health Data Organization (“MHDO”) that effective immediately Anthem will temporarily suspend all data submissions and reporting to the MHDO. This temporary suspension is based upon the recent decision from the United States Supreme Court in *Gobeille v. Liberty Mutual Insurance Company*. Further, our suspension is based upon the following three factors:

1. The impact of the *Gobeille* decision is still being analyzed; especially the impact of the decision on submission of both fully insured and self-funded ERISA plan data to APCDs.
2. The need to validate which Anthem insured/administered plans are subject to ERISA protections and which plans are not (non-ERISA).
3. The need for Anthem to reprogram its systems and reporting databases so as to appropriately report data to your state consistent with the *Gobeille* decision.

At this time, we are unable to estimate the amount of time that will be needed to accomplish items 2 and 3 above. As we develop our working model and planning, we will continue to keep you informed of our progress and anticipated date when reporting consistent with the *Gobeille* case can resume. The remediation plans will include submission of historical data from the point of temporary suspension to the date reporting resumes.

If you have any questions in the meantime, please do not hesitate to contact me.

Thank you

Very truly yours,

Judy Ureda
APCD Business Change Director
Anthem