

**BEFORE THE INSURANCE COMMISSIONER
OF THE STATE OF ARKANSAS**

**IN THE MATTER OF PREMIER HEALTH INSURANCE
COMPANY d/b/a MERCY HEALTH PLANS &
COVENTRY HEALTH CARE, INC.**

A.I.D. NO. 2011- 005

ORDER GRANTING PETITION TO INTERVENE

An administrative hearing was scheduled by the Arkansas Insurance Department (“Department”) for January 12, 2011 to consider a January 3, 2010 Petition to Intervene filed in this matter by the Arkansas Comprehensive Health Insurance Pool (“CHIP”). The current parties in this proceeding, the Department and Mercy Health Plans, appeared through their respective counsel before the hearing began. Representing the Department was Mr. Booth Rand, managing attorney, and Mr. Jonathan Weinberg, attorney for MHP. Before commencing the hearing, counsel for the Department advised the designated Hearing Officer that the parties had no objection to the Petition to Intervene filed by CHIP in this matter and, given the absence of any objection and desire by the parties to discuss settlement options, advised the Hearing Officer to cancel the scheduled hearing to consider the petition.

RECOMMENDATION

WHEREFORE, the undersigned, based upon representations made to the Hearing Officer that none of the parties have an objection to the Petition to Intervene by CHIP filed in this matter, hereby recommends to the Arkansas Insurance Commissioner to adopt the following findings:

1. None of the parties objected to the January 3, 2011 Petition to Intervene by CHIP.
2. In the absence of any objection to the Petition to Intervene, the statements made in the Petition are admitted into the record, and the Hearing Officer finds that CHIP is entitled to intervene as a party whose pecuniary interests are directly and immediately affected by any Commissioner Order in this matter pursuant to Ark. Code Ann. § 23-61-305(c).

WHEREFORE, based up on the foregoing findings, the designated Hearing Officer recommends that the Commissioner grant the Petition to Intervene filed by CHIP in this matter.



Bill Lacy
Deputy Commissioner & Designated
Hearing Officer
Arkansas Insurance Department
1200 West Third Street
Little Rock, Arkansas 72201
(501) 371-2820

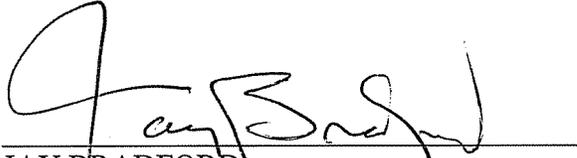
DATE



CERTIFICATION

I, Jay Bradford, Insurance Commissioner for the State of Arkansas, do hereby certify that the above Findings of Fact and Recommendations of the Hearing Officer were made by and under my authority and supervision by Bill Lacy as Designated Hearing Officer in this proceeding. I hereby adopt the Hearing Officer's Findings of Fact and Recommendations in full and enter this Order.

IT IS SO ORDERED THIS 26th DAY OF JANUARY, 2011.



JAY BRADFORD
INSURANCE COMMISSIONER
STATE OF ARKANSAS