

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA**

LINDSAY FERRER, AMY HADDAD and	)	
SARAH SORSCHER on behalf of themselves and	)	Case No. 1:16-cv-02162-APM
all others similarly situated,	)	
	)	
Plaintiffs,	)	
v.	)	
	)	
CAREFIRST, INC.; GROUP HOSPITALIZATION	)	
AND MEDICAL SERVICES, INC.	)	
d/b/a CAREFIRST BLUECROSS BLUESHIELD;	)	
CAREFIRST OF MARYLAND, INC., d/b/a	)	
CAREFIRST BLUECROSS BLUESHIELD;	)	
CARE FIRST BLUECROSS BLUESHIELD; and	)	
CAREFIRST BLUECHOICE, INC.,	)	
	)	
Defendants.	)	

**JOINT MOTION SEEKING APPROVAL OF  
PROPOSED AMENDMENT TO SETTLEMENT STIPULATION**

For the reasons set forth herein the Parties have agreed to amend one subparagraph of the Settlement Stipulation and respectfully request Court approval of that amendment.

WHEREAS, the Parties entered into the Settlement Stipulation (Dkt. No. 30-1) dated December 10, 2018. The Court granted preliminary approval (Dkt. No. 31) of the Settlement Stipulation on December 12, 2018. The Parties have been timely completing all necessary tasks in accordance with the schedule contained in the Preliminary Approval Order and Class Notice is expected to be timely mailed later this month. The Final Approval Hearing with respect to the Settlement is scheduled to take place on April 9, 2019.

WHEREAS, the Settlement establishes procedures for the Claims Administrator to review and audit Post-Class Period Claims that are submitted to CareFirst by Plan Participants for Comprehensive Lactation Services. (*See* Sec. 3.3 of the Settlement Stipulation).

WHEREAS, the first report containing such Post-Class Period Claims was to be submitted by CareFirst to the Claims Administrator on January 15, 2019 for the period September 1, 2018 through December 31, 2018 (*Id.* at 3.3.2), and such reports were to be submitted to the Claims Administrator by the fifteenth day following the end of each successive six-month period. (*Id.*)

WHEREAS, for logistical and administrative reasons CareFirst would prefer to make its first Post-Class Period Claims report submission by March 15, 2019 for the period September 1, 2018 through February 28, 2019, and to modify the subsequent report deadlines so that they would now be reset to occur on September 16, 2019, March 16, 2020, September 15, 2020 etc. This postponement will allow the Parties to report to the Court at the Final Approval Hearing on the initial report to be submitted to the Claims Administrator by March 15, 2019.

WHEREAS this amendment does not affect anything contained in the Class Notice, Summary Notice or ancillary documents that are being disseminated pursuant to this Court's Preliminary Approval Order.

WHEREAS, the Parties have executed a proposed amendment to the Settlement Stipulation ("Amendment"), which modifies the first sentence of Para. 3.3.2 and is attached as Exhibit A hereto.

NOW THEREFORE, the Parties respectfully request the Court to approve the proposed Amendment.

DATED: January 15, 2019

/s/ Nicholas E. Chimicles  
Nicholas E. Chimicles  
Kimberly Donaldson Smith  
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*Attorneys for Plaintiffs and Proposed Class*

/s/ Patrick de Gravelles  
Patrick de Gravelles  
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*Counsel for Defendants CareFirst, Inc.,  
Group Hospitalization and  
Medical Services, Inc.,  
CareFirst of Maryland, Inc.,  
and CareFirst BlueChoice, Inc.*

**CERTIFICATE OF SERVICE**

I, Stephanie E. Saunders, hereby certify that on January 15, 2019, a copy of the foregoing **JOINT MOTION SEEKING APPROVAL OF PROPOSED AMENDMENT TO SETTLEMENT STIPULATION** was electronically filed and notice of this filing was sent to all counsel of record via the Court's CM/ECF System.

**CHIMICLES & TIKELLIS LLP**

/s/ Stephanie E. Saunders  
Stephanie E. Saunders

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FOR THE DISTRICT OF COLUMBIA**

\_\_\_\_\_  
LINDSAY FERRER, AMY HADDAD and  
SARAH SORSCHER on behalf of themselves and  
all others similarly situated,

Plaintiffs,

v.

CAREFIRST, INC.; GROUP  
HOSPITALIZATION AND MEDICAL  
SERVICES, INC.  
d/b/a CAREFIRST BLUECROSS BLUESHIELD;  
CAREFIRST OF MARYLAND, INC., d/b/a  
CAREFIRST BLUECROSS BLUESHIELD;  
CARE FIRST BLUECROSS BLUESHIELD; and  
CAREFIRST BLUECHOICE, INC.,

Defendants.

Case No. 1:16-cv-02162-APM

**[PROPOSED] ORDER**

UPON CONSIDERATION of the Parties’ Joint Motion Seeking Approval of Proposed Amendment to Settlement Stipulation (“Motion”), and the entire record herein, it is hereby:

ORDERED that the executed proposed amendment to the Settlement Stipulation (“Amendment”, Exhibit A to the Motion), which modifies the first sentence of Para. 3.3.2, is APPROVED.

This ORDER is entered on the \_\_\_\_\_ day of \_\_\_\_\_, 2019.

\_\_\_\_\_  
Honorable Amit. P. Mehta  
U.S. District Court Judge

# Exhibit A

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ATTORNEYS AT LAW

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January 15, 2019  
Via E-Mail

Patrick de Gravelles  
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Office of Corporate Counsel  
840 1st Street, N.E., DC12-08  
Washington, D.C. 20065

Re: Ferrer, et al. v. CareFirst, Inc., et al.,  
No.: 1:16-cv-02162-APM

Dear Patrick:

This will confirm that the Parties have agreed, subject to Court approval, to amend the first sentence of Para. 3.3.2 of the Settlement Stipulation as follows:

“By (i) March 15, 2019, for the period running September 1, 2018-February 28, 2019, and (ii) subsequently, by the 15<sup>th</sup> day following the end of each successive six-month period (e.g., September 16, 2019, March 16, 2020, September 15, 2020, etc).”

Sincerely yours,

Nicholas E. Chimicles

AGREED:



Patrick de Gravelles

NEC/sls