

COMMONWEALTH OF MASSACHUSETTS

SUFFOLK, SS:

SUPREME JUDICIAL COURT
FOR SUFFOLK COUNTY
NO. SJ-2017-0288

COMMISSIONER OF INSURANCE

v.

MINUTEMAN HEALTH, INC.

ORDER OF REHABILITATION

This matter came before the Court upon a verified complaint praying for appointment of a receiver and for injunctive relief to which the defendant assented. Upon consideration thereof, it is ORDERED, ADJUDGED AND DECREED, UNTIL FURTHER ORDER OF THIS COURT, that:

1. Gary D. Anderson, Acting Commissioner of Insurance for the Commonwealth of Massachusetts and his successors in office ("Commissioner"), is hereby appointed as Receiver of Minuteman Health, Inc. ("MHI") for the purpose of rehabilitating MHI and conserving its assets pursuant to G.L. c. 176G, §§ 20 and 20A, and G.L. c. 175, § 180B.

2. The Commissioner, as Receiver, is directed to take immediate control of the property and assets of the Company and to administer them under the general supervision of this Court.

3. The Commissioner, as Receiver, shall submit a report and recommendation within 60 days to the Court regarding the

continuing necessity of the injunctions entered by this Order of Rehabilitation.

4. All providers of medical services or supplies to MHI members shall continue to provide services and supplies to MHI members and to provide full access to medical records.

5. All persons are enjoined from taking any action that would threaten or limit, in any way, the uninterrupted provision of medical and health care services and supplies to MHI members including the termination of provider service agreements with MHI.

6. All persons are enjoined from terminating any agreement with MHI due to the entry of this Order of Rehabilitation.

7. The Company, its directors, officers, employees and agents are enjoined from further proceeding with the business of MHI except upon the order or direction of the Receiver.

8. To the full extent of the jurisdiction of the Court and the comity to which the orders of the Court are entitled, all persons are enjoined from instituting or continuing to prosecute any suit, action or other proceeding against MHI (except for claims under insurance agreements), its directors, officers, employees or agents, or against the Commissioner as Receiver of MHI; or from executing or issuing or causing the execution or issuance of any writ, process, summons, attachment,

subpoena, replevin, execution or other proceeding for the purpose of impounding or taking possession of or interfering with any property owned by or in the possession of MHI, or owned by MHI and in the possession of any of its directors, officers, employees or agents, or owned by MHI and in the possession of the Commissioner as Receiver.

9. Pursuant to G.L. c. 175, §§ 179 and 180B, the Commissioner, as Receiver, is authorized to employ or to continue to employ such special counsel, including counsel in other jurisdictions, and consultants as he deems necessary, and to fix and pay or to continue to fix and pay the compensation of such special counsel and consultants and all other necessary expenses of taking possession of MHI and of conducting this proceeding out of the funds or assets of the Company as appropriate.

10. The Commissioner as Receiver is authorized to take such other action as he deems appropriate to effectuate the purposes of this Order of Rehabilitation.

11. The Court retains jurisdiction to issue such further orders as may be appropriate.

By the Court, (Lowy, J.)

DIAL



Maura S. Doyle, Clerk

Entered: August 2, 2017