



State of Wisconsin / OFFICE OF THE COMMISSIONER OF INSURANCE

Tony Evers, Governor  
Mark V. Afable, Commissioner

Wisconsin.gov

November 15, 2019

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CERTIFIED MAIL - RETURN RECEIPT REQUESTED

Lisa Gingerich, Partner  
Michael Best & Friedrich LLP  
100 East Wisconsin Avenue, Suite 3300  
Milwaukee, Wisconsin 53202

Re: Case No. 19-C43349

Dear Ms. Gingerich:

Enclosed is a Notice of Hearing in the matter of the Plan for the Mergers of Care Wisconsin First, Inc. with and into My Choice Family Care, Inc. and of Trilogy Health Insurance, Inc. with and into Care Wisconsin Health Plan, Inc., by My Choice Family Care, Inc. If you have any questions about the Notice of Hearing, please call me at (608) 261-8562.

Sincerely,

Amy J. Malm  
Hearing Examiner

Enclosure

cc: Kevin J. Collins (via e-mail only)

In the matter of the Plan for the Mergers of Care Wisconsin First, Inc. with and into My Choice Family Care, Inc. and of Trilogy Health Insurance, Inc. with and into Care Wisconsin Health Plan, Inc. by My Choice Family Care, Inc.,

NOTICE OF HEARING

Case No. 19-C43349

Petitioner.

\*\*\* PREHEARING CONFERENCE  
IS SCHEDULED

DATE: December 2, 2019, at 10:30 a.m.

PLACE: Office of the Commissioner of Insurance  
125 South Webster Street  
Madison, Wisconsin 53703

\*\*\* HEARING IS SCHEDULED

DATE: December 2, 2019, immediately after the pre-hearing

PLACE: Office of the Commissioner of Insurance  
125 South Webster Street  
Madison, Wisconsin 53703

\*\*\*PLEASE READ CAREFULLY\*\*\*

A class 1 hearing under s. 611.72 and chs. 227, 617 and 648, Wis. Stat., and chs. Ins 40 and 57, Wis. Adm. Code, will be held before Amy J. Malm, duly appointed hearing examiner, at the time and place stated above, to be continued at any time and place the hearing examiner considers necessary, to consider the matters set forth in this Notice of Hearing.

The issues to be considered are as follows:

(1) The Petitioner's plan for the merger of Care Wisconsin First, Inc. with and into My Choice Family Care, Inc. and the immediately subsequent merger of Trilogy Health Insurance, Inc. with and into Care Wisconsin Health Plan, Inc.

(2) The names, addresses, and interrelationships of all affiliates and principals of the Petitioner at the time of the filing and after the request is granted if the plan is approved.

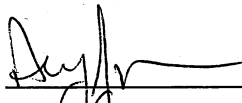
(3) Whether or not, under s. 611.72 and ch. 648, Wis. Stat., and chs. Ins 40 and 57, Wis. Adm. Code:

- (a) The plan would violate the law or be contrary to the interests of the enrollees of My Choice Family Care, Inc., Care Wisconsin First, Inc., Care Wisconsin Health Plan, Inc., and Trilogy Health Insurance, Inc., each of which is a participating domestic corporation.
- (b) After the mergers, My Choice Family Care, Inc. and Care Wisconsin Health Plan, Inc. would be able to satisfy the requirements for the issuance of a permit or license to write the line or lines of insurance for which each is presently licensed.
- (c) The effect of the merger would be to create a monopoly or substantially to lessen competition in insurance in Wisconsin.
- (d) The mergers are likely to jeopardize the financial stability of My Choice Family Care, Inc. or Care Wisconsin Health Plan, Inc., or to prejudice the interests of their respective enrollees.

- (e) Any plans or proposals which My Choice Family Care, Inc. and Care Wisconsin Health Plan, Inc., as the surviving entities of the proposed mergers, have to liquidate, sell their respective assets, or consolidate or merge with any person, or make any other material change in their respective businesses or corporate structures or management are fair and reasonable to the their respective enrollees or in the public interest.
- (f) The competence and integrity of the persons who would control the operation of My Choice Family Care, Inc. and Care Wisconsin Health Plan, Inc. are such that it would be in the interest of their respective enrollees and of the public to permit the mergers.

(4) Whether the Petitioners have complied with the filing requirements of s. Ins 40.02; Wis. Adm. Code.

Dated at Madison, Wisconsin, this 15th day of November, 2019.



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Amy J. Malm  
Hearing Examiner