

**BLUE CROSS BLUE SHIELD ASSOCIATION  
COMPLIANCE DISPUTE PROGRAM  
FACILITATOR HAS BEEN APPOINTED**

***Physicians Who Believe Any Blue Plan Has Violated the Settlement Agreement  
Should File Compliance Disputes***

The facilitator under the Joint Compliance Dispute Program set forth in the Settlement Agreement with the Blue Cross Blue Shield Association and most Blue Plans has been appointed. This means that any physician not opting out of the Settlement Agreement who believes that a Blue Plan has violated its obligations to make the business practice changes set forth in section 7 of the Agreement may file a compliance dispute. These obligations include (but are not limited to):

- Adherence to many CPT® coding rules, including payment of add-on codes and recognition and payment for both E&M codes appended with a modifier 25 and procedure codes when billed together.
- Using a clinically based definition of medical necessity.
- Providing detailed notice at least 30 days in advance of initiating overpayment recovery actions.
- Not initiating overpayment recovery actions more than 18 months after payment (or less if required by the law in the physician's state).
- Providing at least 90 days notice of policy and procedure changes.
- Not requiring physicians to sign contracts containing all products clauses.

FILING A COMPLIANCE DISPUTE IS SIMPLE AND FREE OF CHARGE. A physician need only complete the Compliance Dispute Claim form available on [www.hmosettlements.com](http://www.hmosettlements.com) and send it to the Class Compliance Dispute Facilitator:

Deborah J. Winegard  
c/o Neubert, Pepe & Monteith, PC  
195 Church Street  
New Haven, CT 06510  
FAX: 203-821-2009  
Phone: 404-607-8222

For more information on filing compliance disputes against a Blue Party or any other health plan who reached a settlement in the managed care litigation, see the Managed Care Litigation (RICO) Compliance Dispute Toolkit also available on [www.hmosettlements.com](http://www.hmosettlements.com). Settlements remain in effect with Anthem/WellPoint, HealthNet and Humana.