

CLASS ACTION SUMMARY

**AFFORDABLE CARE ACT TRANSITIONAL REINSURANCE PROGRAM
CLASS ACTION****WAS YOUR BUSINESS REQUIRED TO PAY
A TRANSITIONAL REINSURANCE
CONTRIBUTION UNDER THE
AFFORDABLE CARE ACT IN THE
2014, 2015 AND/OR 2016 BENEFIT YEAR(S)?****ELIGIBILITY SUMMARY**

Fund Amount:
No settlements at this time

Filing Deadline:
No Claim Filing Deadline Yet

YOU MAY BE ELIGIBLE TO RECOVER MONEY!**Eligible Class Members:**

If certified, Eligible Class Members include all self-insured employee health and welfare benefit plans with assets held pursuant to a trust agreement that were required to make the Transitional Reinsurance Contribution under Section 1341 of the Affordable Care Act ("ACA") for benefit years 2014, 2015 and/or 2016 (the "Takings Class"). This definition excludes any self-insured employee health and welfare benefit plans that received a full refund of all Transitional Reinsurance Contribution(s) paid to the Government for benefit year(s) 2014, 2015 and/or 2016.

Definition of "Transitional Reinsurance Contribution":

As part of the ACA's implementation in 2010, the Transitional Reinsurance Program was created and includes a contribution component (the "Transitional Reinsurance Contribution") that serves to fund reinsurance payments to health insurance issuers that insure high risk individuals as new enrollees and incur corresponding high costs during the implementation of the ACA. Those entities deemed "contributing entities" were required to pay the contribution to the federal government during the transition period, including the benefit years of 2014 through 2016.

**THIS IS NOT AN OFFICIAL COURT NOTICE.
INFORMATION CONTAINED IN THIS SUMMARY IS SUBJECT TO CHANGE.**

The Services FRS Provides: Financial Recovery Strategies (FRS) is a class action claims management consultant; we are not a court appointed claims administrator or class counsel. If you hire FRS, FRS will work within your guidelines to manage the claims process. The services that FRS provides include the following: (i) notifying you when we believe that you may be eligible to participate in settlements likely to be valuable to you; (ii) endeavoring to enhance the likelihood that all of your eligible business units (e.g., subsidiaries, divisions, acquisitions and divestitures) are included in the claims process; (iii) to reduce the support needed from your in-house staff, providing advice on what, if any, documents need to be collected and maintained, and, when requested, assisting in that effort; (iv) when required documents are not available or are too burdensome to collect, attempting to develop innovative alternatives to satisfy documentation requirements and striving to obtain approval of those alternatives; (v) preparing, assembling and submitting your claim package, and managing it throughout the claims processing phase, including working with you to address any concerns or questions claims administrators may have; (vi) providing regular updates on the recovery process; (vii) reviewing your payment to assure that it has not been under calculated; and (viii) following up with you to assure that your recovery check is deposited. FRS's recovery specialists are always available to answer any questions you may have.

How to Retain FRS: If you wish to hire FRS to file and manage a claim on your behalf, you must return a signed Claims Management Agreement and a signed Authority to File and Manage Claims. Before doing so, it is important that you understand their terms and make sure that all information about you is correct.

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Case History

A lawsuit was filed in the United States Court of Federal Claims alleging the Department of Health and Human Services improperly required self-administered, self-insured employee health and welfare benefit plans to make Transitional Reinsurance Contributions for benefit years 2014, 2015 and/or 2016 under the ACA (despite falling outside of the statutory language). It is impossible to predict the outcome, but money may become available to eligible class members if a settlement is reached with the U.S. Government and approved by the Court in the future.

*This Summary pertains to the Takings Class. There is, however, an additional class in this litigation which includes self-administered, self-insured employee health and welfare benefit plans who were subject to the assessment and collection of the Transitional Reinsurance Contribution under the ACA for the benefit year of 2014 (the “Exaction Class”). Unlike many other class actions, you must have opted in to participate in this Exaction Class by December 19, 2022.

If a monetary settlement is obtained, information about it will be available from Class Counsel. Please understand that you have the right to file on your own if and when there is a monetary settlement. To learn more about our services, visit www.FRSCO.com.

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