

STATE OF MAINE
DIRIGO HEALTH AGENCY

RE: DETERMINATION OF)	DIRIGO HEALTH AGENCY'S
AGGREGATE MEASURABLE)	UNOPPOSED MOTION TO
COST SAVINGS FOR THE)	AMEND SCHEDULE AND TO
FIFTH ASSESSMENT YEAR)	DISMISS THIS PROCEEDING
(2010))	UPON NOTICE

The Dirigo Health Agency ("DHA") hereby moves for an order: (1) extending Intervenor's deadline for identification of witnesses and production of documents by 10 days and adding 7 days to all remaining dates in the Procedural Order of May 20, 2009, including the hearing dates; and (2) dismissing this proceeding upon notice from DHA that no application for a people's veto petition for P.L. 2009, Ch. 359 has been filed by the statutory deadline. The remaining Intervenor's have notified DHA that they agree with the relief sought by this motion.

The Legislature recently enacted An Act to Stabilize Funding and Enable DirigoChoice to Reach More Uninsured, P.L. 2009, Ch. 359 (effective October 1, 2009). The Act repeals the requirement for a determination of Aggregate Measureable Cost Savings ("AMCS"), P.L. 2009, Ch. 359, § 1, and thus makes this proceeding moot unless there is a people's veto. The deadline for applying for a people's veto petition is June 26, 2009. 21-A M.R.S.A. § 901(1).

In order to save unnecessary burden and expense, all parties agree that the schedule set forth in the Procedural Order of May 20, 2009, should be altered so as to eliminate any further required actions until after the people's veto petition application deadline has passed. If the deadline passes without an application filing, the parties agree that this proceeding should be dismissed as moot. DHA will file a notice with the Board if no application is filed by the statutory deadline.

In the event that a people's veto application is filed, the parties agree that this proceeding can and should be completed by adding 10 days to Intervenor's current June 19, 2009, deadline

for witness identification and document production and adding 7 days to all remaining dates in the schedule. This will permit the Board to render its decision by August 1, 2009, as is required under current law. 24-A M.R.S.A. § 6913(1)(A).

WHEREFORE, DHA respectfully requests that the Board issue an order: (1) extending Intervenor's deadline for identification of witnesses and production of documents by 10 days and adding 7 days to all remaining dates in the Procedural Order of May 20, 2009, including the hearing dates; and (2) dismissing this proceeding upon notice from DHA that no application for a people's veto petition for P.L. 2009, Ch. 359 has been filed by the statutory deadline.

Dated: June 16, 2009



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STATE OF MAINE
DIRIGO HEALTH AGENCY

RE: DETERMINATION OF) ORDER GRANTING
AGGREGATE MEASURABLE) DIRIGO HEALTH AGENCY'S
COST SAVINGS FOR THE) MOTION TO AMEND SCHEDULE
FIFTH ASSESSMENT YEAR) AND DISMISS PROCEEDING
(2010)) UPON NOTICE

Dirigo Health Agency's Unopposed Motion to Amend Schedule and Dismiss Proceeding upon Notice is GRANTED. This proceeding shall be dismissed upon filing by DHA of a notice that no application for a petition for a people's veto of P.L. 2009, Ch. 359 has been filed by the statutory deadline. In the event that this proceeding is not dismissed, the Procedural Order of May 20, 2009, is amended as follows:

Intervenors Disclosure of Witnesses	3:00 pm June 29, 2009
Production of Documents by Intervenors	3:00 pm June 29, 2009
Pre-filed Testimony and Exhibits by DHA	3:00 pm July 1, 2009
Pre-filed Testimony and Exhibits by Intervenors	3:00 pm July 15, 2009
Pre-Hearing Conference	11:00 am July 21, 2009
Pre-Hearing Brief of DHA	12:00 noon July 22, 2009
Pre-Hearing Brief of Intervenors	12:00 noon July 24, 2009
First Session of Public Hearing	9:00 a.m. July 28, 2009

The hearing will continue on July 29, 2009 if deemed necessary by the Board. The Procedural Order of May 20, 2009, otherwise remains in effect.

IT IS SO ORDERED.

June __, 2009

By:
Dirigo Health Board