

STATE OF NORTH CAROLINA
COUNTY OF DURHAM

IN THE OFFICE OF
ADMINISTRATIVE HEARINGS
23 INS 00738

Blue Cross and Blue Shield of North Carolina Petitioner, v. North Carolina State Health Plan for Teachers and State Employees Respondent, and Aetna Life Insurance Company, Respondent-Intervenor.	ORDER ALLOWING INTERVENTION BY AETNA LIFE INSURANCE COMPANY
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UPON CONSIDERATION of the Motion to Intervene, filed by Aetna Life Insurance Company (“Aetna”), pursuant to N.C. Gen. Stat. § 1A-1, Rule 24 of the North Carolina Rules of Civil Procedure, N.C. Gen. Stat. § 150B-23(d) and 26 NCAC 03 .0117, in the above-captioned case with all rights of a party, without objection from Petitioner or Respondent thereto, and for good cause shown, the undersigned hereby **GRANTS** such Motion.

Aetna is an interested party in this contested case as Aetna was awarded the contract to provide third-party administrative services (“TPA contract”) for Respondent North Carolina State Health Plan for Teachers and State Employees (“Plan”) on December 14, 2022. Respondent Plan provides health care coverage to nearly 7500,000 teachers, state employees, retirees, and their dependents through the State Health Plan. The implementation for the TPA contract is January 1, 2023 to December 31, 2024. Aetna will begin providing services to the Plan’s members on January 1, 2025 and began performance of the TPA contract on January 4, 2023.

Respondent’s award of the TPA contract is the property or transaction at issue in this contested case pursuant to the petition filed by Petitioner Blue Cross and Blue Shield of North Carolina (“BCBSNC”) on February 16, 2023, challenging Respondent’s award of the TPA contract to Aetna. In its petition, BCBSNC requested this Tribunal order the TPA contract be awarded to BCBSNC, or in the alternative, vacate the award to Aetna and order the Plan to conduct a new Request for Proposal (“RFP”) process. Aetna’s interests in this case are not adequately represented by the existing parties.

Based on the foregoing, the reasons stated in the Motion to Intervene, and by granting Aetna's Motion, the Undersigned hereby allows Aetna to intervene as a Respondent-Intervenor in this case with all rights of a party to participate fully and for all purposes in all aspects and proceedings. The caption in this case shall be amended to hereafter reflect Aetna as a Respondent-Intervenor in this contested case.

SO ORDERED, this the 14th day of March, 2023.



Melissa Owens Lassiter
Administrative Law Judge

CERTIFICATE OF SERVICE

The undersigned certifies that, on the date shown below, the Office of Administrative Hearings sent the foregoing document to the persons named below at the addresses shown below, by electronic service as defined in 26 NCAC 03 .0501(4), or by placing a copy thereof, enclosed in a wrapper addressed to the person to be served, into the custody of the North Carolina Mail Service Center who subsequently will place the foregoing document into an official depository of the United States Postal Service:

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This the 14th day of March, 2023.



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