

SUPERIOR COURT OF THE DISTRICT OF COLUMBIA
Civil Division

DISTRICT OF COLUMBIA,	:	
Department of Insurance, Securities and	:	
Banking,	:	
	:	
Petitioner,	:	Civil No. 2012 CA 008227 2
	:	Judge Melvin R. Wright
v.	:	
	:	
D.C. CHARTERED HEALTH PLAN,	:	
INC.,	:	
	:	
Respondent.	:	

ORDER APPROVING PAYMENT OF
REHABILITATION FEES AND EXPENSES

On May 30, 2013, a Status Hearing was held in this matter. At this hearing, the issue of the fees and expenses the Rehabilitator had incurred in retaining multiple outside counsel and consultants/experts for various facets of this rehabilitation was discussed. The Court informed the Rehabilitator that the review of the bills for each of the retained entities would be undertaken by the Court in order for the Court to be assured that work performed and the fees charged were necessary and not excessive. Pursuant to this Court's oral order, on June 24, 2013, the Rehabilitator provided, for *in camera* review, the billing statements for the retained entities which had been received by D.C. Chartered and the Rehabilitator but that had not been paid by May 30, 2013.

On July 31, 2013, a telephonic Status Hearing was held in this matter. At this hearing, the Court expressed concerns with the level of detail contained in the billing statements of the retained entities. The Court also expressed concern over the very high billing rates of some of the attorneys and consultants/experts retained by the Rehabilitator and discussed with the parties the possible imposition of a four hundred dollar (\$400) billing cap in this matter. The Court afforded the Rehabilitator the opportunity to supplement the billing statements received for *in camera*

review with any additional information that would provide a level of detail that would be satisfactory. The Court also permitted the Rehabilitator the opportunity to argue in the *in camera* submission why a rate cap should not be enacted in this matter. On August 7, 2013, the Rehabilitator submitted supplemental information about the billing statements and the rate cap to the Court for further *in camera* review.

The Court has undertaken an extensive and in-depth analysis of the fees and expenses of the ten (10) law firms and consultants/experts which were presented for review along with the supplemental information provided by the Rehabilitator further describing the work performed. It is the Court's position that the initial submission of fees and expenses by the Rehabilitator contained deficiencies that would have lead to a reduction of approved fees as compared to the amounts submitted. However, the supplements presented to the Court provided an enhanced level of detail that permitted approval of all of the fees and expenses presented for review.¹ Additionally, the Court found persuasive the Rehabilitator's evidence and arguments against the placement of a rate cap in this matter.

Accordingly, it is by this Court this 22nd day of August, 2013, hereby

ORDERED that the Rehabilitator is authorized to pay the billing statements provided to the Court for *in camera* review on June 24, 2013 pursuant to this Court's May 30, 2013 Oral Order.

SO ORDERED.



Hon. Melvin R. Wright
Presiding Judge, Civil Division

¹ The Rehabilitator and the rehabilitation team are now on notice that sufficient information and/or description must be provided with any additional bills sought to be approved by the Court.

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