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February 7, 2011

VIA EMAIL

The Honorable Battle R. Robinson
104 West Market Street
Georgetown, DE 19947

Re: The proposed affiliation of BCBSD, Inc., doing business as Blue Cross Blue Shield of Delaware, with Highmark Inc., Docket No. 1509-10

Dear Judge Robinson:

On behalf of my client, Highmark Inc., this is to advise you that Highmark confirms the contents of Mr. Houghton's letter to you of February 4, 2011 as to the solution of the confidentiality issue regarding Highmark director's and officer's biographical affidavits, and adds that it has previously received email confirmations from counsel for BCBSD and counsel for the Department of Justice that such solution is acceptable to both of them as well.

Secondly, this is to advise that Highmark joins with Mr. Houghton's request that, with regard to the BCBSD Proforma Financials, the parties be allowed another week, until February 11, 2011, to come to agreement on a redacted form of this exhibit that would be a public document.

Very truly yours,

MITCHELL, WILLIAMS, SELIG,
GATES & WOODYARD, P.L.L.C.

By


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DF:dl

cc: See attached service list

SERVICE LIST

<p>The Honorable Battle R. Robinson 104 W. Market Street Georgetown, DE 19947 Ph: (302) 856-2248 robinsonr@ce.net <i>Hearing Officer</i></p> <p>and</p> <p>GianClaudio ("J.C.") Finizio, Esquire Bayard, P.A. 222 Delaware Ave., Suite 900 Wilmington, DE 19801 Ph: (302) 429-4240 Fx: (302) 658-6395 E-mail: gfinizio@bayardlaw.com <i>Counsel to Hearing Officer Robinson</i></p>	<p>Timothy P. Mullaney, Sr., Esquire Director, Fraud Division Delaware Department of Justice P. O. Box 1227 Dover, DE 19901 Ph: 302-577-8341 Fx: (302) 577-6499 E-mail: Tim.Mullaney@state.de.us</p> <p>and</p> <p>Ian R. McConnell, Esquire Director of the Consumer Protection Unit Fraud & Consumer Protection Division Office of Delaware Attorney General Carvel State Office Building, 5th Floor 820 N. French Street Wilmington, DE 19801 Ph: 302-577-8533 Fx: (302) 577-6499 E-mail: Ian.McConnel@state.de.us</p>
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