

**TERMINATION OF THE FREEDOMBLUE MEDICARE ADVANTAGE  
HIGHMARK BCBSD INC. GROUP ACCOUNT AGREEMENT**

**WHEREAS**, the State of Delaware (the “Group”) and Highmark BCBSD Inc. (“the Health Plan”) are parties to the FreedomBlue Medicare Advantage Highmark BCBSD Inc. Group Account Agreement effective September 28, 2022 (“Agreement”), and

**WHEREAS**, pursuant to an Order of the Superior Court of the State of Delaware dated October 19, 2022, docketed at C.A. No. N22C-09-526 CLS, the implementation of a Medicare Advantage Plan for state retirees and acceptance of enrollment into the Medicare Advantage Plan was stayed until further Order by the Superior Court; and



**WHEREAS**, the parties signed an Amendment to the Agreement effective September 28, 2022, suspending the Agreement until the Superior Court’s stay was lifted; and

**WHEREAS**, the Superior Court decision has been appealed to the Delaware Supreme Court, which has not yet ruled on the matter; and

**WHEREAS**, on January 26, 2023, the Retiree Healthcare Benefits Advisory Subcommittee was created to make recommendations regarding state retiree healthcare benefits (“RHBAS”), codified at 29 *Del. C.* § 9604; and

**WHEREAS**, the State Employee Benefits Committee (“SEBC”) will be issuing a Request for Proposals for state pensioner healthcare services in October 2023, which will be for one self-funded employer-sponsored Medicare Supplement plan that is substantially equivalent in design as the current Special Medicfill Medicare Supplement plan;

**NOW, THEREFORE, intending to be legally bound, the parties hereby agree to terminate the Agreement effective the date of execution below.**

For: <u>HIGHMARK BCBSD INC.</u>	For: <u>STATE OF DELAWARE</u>
By: <u></u>	By: <u></u>
Signature	Signature
Name: <u>Alexis Miller</u>	Name: <u>Faith L. Rentz</u>
Title: <u>President</u>	Title: <u>Director, Statewide Benefits Office,</u>
Title: <u>Highmark Federal Markets</u>	Title: <u>DHR, State of Delaware</u>
Date: <u>9/6/23</u>	Date: <u>9/7/2023</u>