

**IN THE UNITED STATES COURT OF APPEALS
FOR THE DISTRICT OF COLUMBIA CIRCUIT**

UNITED STATES HOUSE OF REPRESENTATIVES,
Plaintiff-Appellee,

v.

THOMAS E. PRICE, M.D., in his official capacity as Secretary of Health and Human Services; U.S. Department of Health and Human Services; STEVEN T. MNUCHIN, in his official capacity as Secretary of the Treasury; U.S. Department of the Treasury,
Defendants-Appellants.

On Appeal from the United States District Court
for the District of Columbia, No. 1:14-cv-01967
Honorable Rosemary M. Collyer

**DECLARATION OF JAMES DEBENEDETTI
IN SUPPORT OF THE STATES' MOTION TO INTERVENE**

DECLARATION OF JAMES DEBENEDETTI

I, James DeBenedetti, declare and say as follows:

1. I am the Director of the Plan Management Division for Covered California. I have worked for Covered California for two and a half years. The facts stated herein are of my own personal knowledge, and I could and would competently testify to them.
2. As Covered California's Director of the Plan Management Division, I am responsible for overseeing all the work undertaken with Covered California's contracted health plan issuers, including annual rate negotiations, patient centered benefit design modeling, cost, quality, and accessibility of healthcare delivered to Covered California's consumers.
3. On May 1, 2017, insurers filed their initial proposed Qualified Health Plans for the 2018 Plan Year. Given the uncertainty in federal policy regarding funding of Cost Sharing Reduction payments, at Covered California's request, insurers submitted proposed premium rates that assumed Cost Sharing Reduction reimbursement payments would continue through the 2018 Plan Year. The insurers also identified the potential percentage increase to their premium rates should there be no funding for Cost Sharing Reduction reimbursement payments. The insurers further offered information on the projected impact on member enrollment should there be no funding for those payments. The proposed rates that were submitted to Covered California are confidential. Final rates will become public on July 18, 2017 after they have been filed by the health plans with the regulatory agency overseeing their plans.

I declare under the penalty of perjury under the law of the United States that the foregoing is true and correct, and that this declaration was executed on May 12, 2017, at Sacramento, California.


James DeBenedetti