

June 8, 2015

Ryan Keeling

Financial Regulation Section
Oregon Insurance Division
P.O. Box 14480
Salem, OR 97309-0405

Dear Mr. Keeling,

I am writing in opposition to the sale of Trillium Community Health Plan, Inc. (TrilliumCHP) and other entities of Agate Resources to the Centene Corporation. I am a whistleblower. I was the Data Warehouse Administrator at TrilliumCHP and am engaged in two federal lawsuits with them activities by Agate that I regarded/regard as unlawful and unlawful termination due to that whistleblowing (see 6:15-cv-00983-TC).

I have been in active contact with, and working with, federal investigators since October of 2013 (and, periodically, since 2007) concerning investigations into questionable activities by the senior management of TrilliumCHP, something Trillium and the Lane Individual Practice Association, are well aware of and did not disclose in their application to this agency.

A federal false claims lawsuit against Agate Resources, the parent company, the Lane Individual Practice Association, all of their subsidiaries, including Trillium CHP, as well as the State of Oregon was recently "partially" unsealed and is ongoing (see 6:14-cv-01424-AA). The record for this reveals other actions that involve Agate Resources and TrilliumCHP and actions by state agencies, boards, and persons working for those state agencies and boards.

This sale violates ORS 60.641(1). Neither of the Plaintiff's were notified of this sale and suits, known by the senior management of Agate Resources to be impending or in process against Agate Resources and its subsidiaries, Agate Healthcare, Trillium Community Health Plan, Trillium Medicare, Apropro Benefits Management, Health Policy Research Northwest, Lane Individual Practice Association, et al.

The Oregon Insurance Division may not have known this. However, the Secretary of State, phone records prove a lengthy telephone call by myself as late as February 15, 2015, concerning this, and Oregon Department of Justice, in court filings on June 12, 2014, most clearly did know, know the intent of of myself to file suit, and that fact has been withheld in this process. Nonetheless, as required by state and federal law, neither party to this sale reveals the fact of "...any threatened , pending or completed action, suit, or proceeding. (ORS 60.387[7]. That has not been revealed, nor made public as required by law.

In 6:14-cv-01424-AA, exhibit 9 (and in filings with the Oregon Court of Appeals and in 6:15-cv-00983-TC) the Mr. Brooks has recordings of "Shelly Doe", on June 28, 2014, a state employee ostensibly working for the Employment Department, demands of the Petitioner the dates, times and subjects discussed when he was meeting with federal investigators. In 6:15-cv-00983-TC, page 14, paragraph 3, the Plaintiff documents this. It is quite clear from this, and subsequent recording on July 1, 2014, that the "Shelly", acting on behalf of state agents, not only knew of the federal investigations of Trillium, but had contact with Trillium, and at least conveyed that information too them, if not working directly with them. (And, THAT recording was made when Mr. Brooks was actually meeting with federal investigators.)

Similarly, elected officials, state agency employees, and other public persons are named in sealed documents that would benefit personally from this sale, several of whom are in the public record, urging approval of this sale. Several of these are under active investigation by the federal government.

The Plaintiff believes this to be a fraudulent conveyance, to avoid known existing or impending lawsuits and hide assets, one that likely involves

other criminal acts, bribery, kickbacks, and urges that this sale be blocked. It is my belief that this sale is at least in part an attempt to avoid these lawsuits, interfere with several ongoing investigations, and would plunge the state of Oregon even more deeply into the legal swamp than they already are, on behalf of Agate and it's management.

The Commissioner should take time to review the cases and open documents pertaining to these two lawsuits before even considering approving this sale. I strongly urge that this sale not be allowed to proceed at this time. Moreover, the state needs to open a investigation into this and the Insurance Division needs to consider whether Trillium, LIPA, Agate and any of their subsidiaries should even should be permitted to sell, or other handle, insurance products of any sort in Oregon.

As has been previously offered, Mr. Brooks stands ready to cooperate with, plea's with, the Governor's Office in discussing this matter, sharing whatever documentation not under federal seal, and aiding the state in investigating this.



Michael T. Brooks

[REDACTED]
Coburg, Oregon 97408

cc: Kate Brown, Office of the Governor
Oregon Secretary of State
Oregon Department of Justice
Lynne Saxton, Oregon Health Authority Director