

DECLARATION OF [REDACTED] (“D.P.”)¹

1. My name is [REDACTED] (D.P.). I live in Nashville, Tennessee with my husband, [REDACTED] (“D.A.”), and our infant son. We survive off of approximately \$1,850 per month from my husband’s income. I currently do not work.
2. My son, [REDACTED], was born in late February 2014 in Nashville, Tennessee. I will refer to him in this declaration as “C.A.” I received prenatal health care through the CoverKids health insurance program beginning on August 29, 2014 and until shortly after C.A.’s birth. C.A. received CoverKids benefits only until we left the hospital. We never received a notice that C.A.’s benefits would be terminated or how to appeal this decision. We also never received any notices saying that we could renew C.A.’s coverage under CoverKids.
3. A few days after C.A. was born, on about February 27, my husband applied for TennCare coverage for C.A. and himself and myself via a telephone call to the Federally Facilitated Marketplace (FFM). My husband made several follow-up calls with the Marketplace in March, submitted income verification documents to the Marketplace, and was told that the application was complete and that I would need to check with Tennessee Health Connection (TNHC) about our enrollment. Yet when I have contacted TNHC, they say they have no record of the account. Last week we sent the income verification documents to the FFM again because the FFM claimed they could not find the paperwork.
4. We all, and especially C.A., need healthcare coverage under TennCare. C.A. is our precious little baby, and we are doing everything we can to take care of him, but we are falling short. We took him to a pediatrician early on, and we incurred a \$1,300 bill for doing so, which we cannot afford to pay and have not paid. When we tried to return for C.A.’s next infant check-up, we were told we couldn’t schedule an appointment with the doctor until we had proof of

¹ Original, signed copy on file with Plaintiffs’ counsel.

insurance. We were desperate because C.A. needed immunizations; we were able to get some of them through the health department, but we could not get a regular “well-child” visit to make sure that C.A. is developing appropriately and is not experiencing any abnormal health issues.

5. In addition to C.A.’s medical needs, we also have significant debts for medical care that my husband needed while we were waiting for TennCare coverage. My husband was infected with MRSA in early April, and had to go to the emergency room on Easter Sunday, April 5. We were so concerned about the cost that we delayed seeking treatment for the infection, but finally did and went to a hospital that we thought would be a cheaper, more manageable cost. My husband ended up spending about four days in the hospital, and the doctors told him that if he had come in four hours later he may well have died from the infection. We are relieved he is now okay, but the outstanding debts are now going to bill collectors.

6. It has been over four months since my family applied for TennCare. My husband recently called Tennessee Health Connection the week of July 14, and was told again that they had no record of our application. My husband asked if I could have a hearing regarding our applications and the delay, and I was told that they did not do those hearings.

7. I wish to not publicly reveal my name or my husband’s name to protect C.A.’s identity. I believe that my child’s health circumstances should be private, and I worry that if my name is used, that people will later be able to determine who “C.A.” is.

8. I am very concerned and we are simply trying to provide for our baby. Yet we cannot afford even the most routine check-ups he needs, and cannot take him to a regular doctor who can monitor his progress, which we understand is especially important in the first year of a baby’s life. I simply cannot understand why C.A. is not being protected by TennCare.

9. I believe that what has happened to us is unfair and improper. I also understand that other people are similarly being denied medical services due to problems with TennCare and CoverKids. I am participating in this lawsuit both to help my family get the medical care that we deserve, but also to help others who are facing the same situation. I believe it is wrong for people to be denied healthcare coverage because of Tennessee's refusal follow the law. I declare under penalty of perjury that the foregoing is true and correct.

Executed this 16 day of July, 2014.

/s/ [REDACTED]