

**BEFORE THE INSURANCE COMMISSIONER
OF THE STATE OF ARKANSAS**

IN THE MATTER OF LIMITED SCOPE MARKET
CONDUCT EXAMINATION REPORTS/ADOPTION ORDERS
(AID Orders No. 2007-077, 2007-078 and 2007-079)

ARKANSAS SURGICAL HOSPITAL

PETITIONER

ARKANSAS BLUE CROSS BLUE SHIELD,
QCA HEALTH PLAN, INC. ("QUALCHOICE" A/K/A
"QCA") UNITED HEALTHCARE OF ARKANSAS, INC.
AND UNITED HEALTHCARE INSURANCE COMPANY

RESPONDENTS

THE SURGICAL HOSPITAL OF JONESBORO, LLC,
OUACHITA REGIONAL DIAGNOSTIC & SURGERY
CENTER OF HOT SPRINGS, INC. D/B/A
HEALTHPARK HOSPITAL, SISTERS OF MERCY HEALTH
SYSTEM and ARKANSAS HOSPITAL ASSOCIATION

INTERVENORS

A.I.D. NO. 2010- 039

ORDER

On January 25, 2010, the Arkansas Insurance Commissioner ("Commissioner") received and reviewed Petitioner Arkansas Surgical Hospital's Motion To Recuse and Renewed Request to Examine Documentary Evidence (the "Motion"), on the above matter, following remand of an appeal in Pulaski County Circuit Court in Arkansas Surgical Hospital, LLC, et al v. Jay Bradford, Arkansas Insurance Commissioner, et al., CV No. 2008-4335. On or about February 17, 2010, the Commissioner received and reviewed a Joint Response to the Motion from the Respondent health insurers and the Arkansas Hospital Association. On or about February 25, 2010, the Commissioner received and reviewed the Petitioner's Reply in Support of

its Motion to Recuse and Renewed Request to Examine Documentary Evidence. After considering the above described filings, the Commissioner issues the following Order:

1. The Commissioner denies Petitioner's Motion to have the Commissioner recuse from this proceeding for the reasons as stated in the Petitioner's Motion.

2. The Commissioner takes under advisement the Petitioner's Renewed Request to Examine Documentary Evidence for future administrative hearings.

IT IS SO ORDERED THIS 17 DAY OF March, 2010.


Jay Bradford
Arkansas Insurance Commissioner

March 17 2010

Date