MINUTES

PCF OVERSIGHT BOARD

April 3, 2014

OUR LADY OF THE LAKE REGIONAL MEDICAL CENTER
BATON ROUGE, LA

Mr. Clark Cossé, Chairman, convened the meeting of the Patient's Compensation Fund Oversight Board at 6:30 PM on Thursday, April 3, 2014.

The following Board members were in attendance:

Mr. Clark Cossé, Chairman	Dr. Katharine Rathbun	Mr. James Hritz
Mr. Kent Guidry	Mr. Manuel DePascual	Mr. Joe Donchess
Dr. Patrick Breaux		

The following Board members were absent:

Dr. Van Culotta	Dr. Melanie Firmin-McMullen

Others present:

Mr. Ken Schnauder	Mr. Dave Woolridge	Mr. Robert Casey
Ms. Barbara Woodard	Mr. Greg Waddell	Mr. David Moore
Mr. Kurt Loup	Ms. Megan Bice	Mr. Trevor Wilson
Ms. Betty Patrick	Mr. Larry Warren	

Mr. Cossé called the meeting to order and asked that the record reflect seven Board members were in attendance and a quorum was present. Mr. Cossé welcomed the guests to the meeting and asked all present to introduce themselves.

Mr. Cossé asked for public comments or questions. No public comments were made.

Mr. Cossé called for the approval of the March 6, 2014 minutes. Dr. Rathbun moved for the minutes to be approved and Mr. Donchess seconded the motion. By verbal vote, the minutes were adopted with no dissenting votes.

Mr. Cossé called for discussion of the July board meeting date scheduled for July 3, 2014, as this is one day prior to the July 4 holiday. Mr. Hritz made a motion to move the July board meeting date to July 10, 2014 which will be the second Thursday of the month. Dr. Breaux seconded the motion and by verbal vote, the motion was approved with no dissenting votes.

Mr. Cossé called for an update on the matter of the IRS Private Letter Ruling regarding the PCF's tax status. Mr. Robert Casey of the Jones Walker law firm advised the Board the IRS has an unwritten policy on the issue of an entity being an integral part of state government and have declined our request for a ruling and closed their file, returning our fee. In light of this, Mr.

Casey's recommendation to PCF was to proceed as it has since its inception as being an integral part of the State of Louisiana and exempt from taxation. Mr. David Moore of Postlethwaite & Netterville advised that as long as nothing changes in the interim, there would be no audit finding pertaining to income tax status of the PCF since all avenues to obtain a definitive answer have been exhausted.

Mr. Schnauder reminded the Board that all Annual Tier 2.1 Personal Financial Disclosure Statements for 2013 are due to the Louisiana Ethics Board by May 15, 2014.

Mr. Cossé asked for the financial reports. Ms. Woodard informed the Board the fund balance for the FY to date was approximately $873,883,988, the total net collected in surcharge payments to date was approximately $147,450,780, the total net filing fees collected to date were $218,700, the total investment income to date was $12,177,332 the total operating expenses to date were $3,392,540, and the claims expenses to date were $89,189,322. There were no questions asked and no public comments made.

Mr. Cossé asked for the claims report. Mr. Loup informed the Board, for the month of March, there were 130 panels filed, 117 panels closed, 108 claims opened and 132 claims closed, ending the month with a total pending claim count of 4,788. He advised that $0 in judicial interest were paid for the month and that $172,009 in legal fees and expenses were paid. Mr. Loup presented 23 claims for settlement approval for the month of March in the amount of $9,490.750. There were no questions asked and no public comments made.

Mr. Cossé asked if there were any questions or comments from the public. There was one question regarding two of the reports provided containing litigation payment amounts; there was a discrepancy. Mr. Schnauder advised he will do research on the issue and have an answer at the next board meeting.

Mr. Cossé thanked the guests for attending the meeting. There being no further general business to conduct, the General Session was adjourned. Mr. Guidry then made a motion for the Board to move into Executive Session and Dr. Rathbun seconded the motion. The verbal vote was unanimous and the Board moved into Executive Session to discuss matters of litigation.

Clark R. Cossé

Mr. Clark R. Cossé III, J.D., Chairman

5/1/14

Date