

BEFORE THE INSURANCE COMMISSIONER
FOR THE STATE OF DELAWARE

In Re: The proposed affiliation of BCBSD,)
INC., doing business as) Docket No.
Blue Cross Blue Shield of Delaware,)
with HIGHMARK INC.)

ORDER APPOINTING HON. BATTLE R. ROBINSON AS HEARING OFFICER

WHEREAS, the above-named parties have filed with the Delaware Department of Insurance (the “Department”) a proposed plan to affiliate; and

WHEREAS, said proposed affiliation raises issues within the jurisdiction of this Department that require investigation pursuant to Chapter 3, Title 18, Delaware Code; and

WHEREAS, because of the issues involved, it is appropriate to refer this matter to a hearing examiner to conduct a public hearing; and

WHEREAS, on notice, a public hearing will be called hereafter;

NOW, THEREFORE, it is hereby ORDERED that:

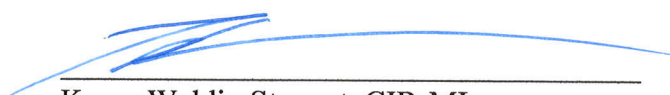
1. The Honorable Battle R. Robinson will be appointed the Hearing Officer (the “Hearing Officer”) for this docket pursuant to 29 *Del. C.* § 10125(a). Hearing Officer Robinson shall schedule and conduct such public hearings as may be necessary or appropriate in accordance with the provisions of the Pre-Hearing Order, dated October 21, 2010, and under the provisions of 18 *Del. C.* § 317, *et seq.*, and 29 *Del. C.* § 10101, *et seq.*, except as the same are in conflict with the provisions of Chapter 3 of Title 18 (*see, e.g.*, 18 *Del. C.* § 326). The purpose of such public hearing(s) shall be to develop a full and complete record as necessary or appropriate to determine whether the Commissioner should approve the affiliation of the above-named parties.

2. The Hearing Officer shall be delegated the power of subpoena pursuant to 18 *Del. C.* § 326(c).

3. To the extent permitted by law, the Hearing Officer may supplement this Order with such other orders as may be required or useful in the administration of this proceeding.

4. The Commissioner reserves the jurisdiction and authority to enter such further Orders in this matter as may be deemed necessary or proper.

SO ORDERED this 4th day of November, 2010



Karen Weldin Stewart, CIR-ML
Insurance Commissioner
of the State of Delaware