

compliance ALERT

Update Regarding Blue Cross Blue Shield Class Action Settlement

May 4, 2021

As previously communicated in our [March 8, 2021 Compliance Alert](#), employer groups and their employees who had Blue Cross Blue Shield (BCBS) health insurance during specified periods of time may be eligible to receive a portion of the pending \$2.67 billion class action settlement.

Eligible Plan Sponsors and their employees include those who had:

- Fully insured medical plans from February 7, 2008 – October 16, 2020
- Self-Insured medical plans administered by BCBS from September 1, 2015 – October 16, 2020

Those employer groups **and their employees** who meet the eligibility requirements above would need to file a claim with the Court-authorized Notice and Claims Administrator, JND Legal Administration LLC (“JND”) to receive funds. The filing deadline is November 5, 2021.

Affected employer groups and their employees should expect to receive a postcard or email notice from JND and/or BCBS informing them of this potential settlement. The notice will include instructions on how to file a claim and a required ten-digit code with both letters and numbers (“Unique ID”). This includes employees who had an eligible plan through a previous employer. They would receive a notice even if their current plan sponsor/employer is *not* eligible. Exercise caution when working with any third-party entity that is not JND or appointed by the court.

Once the class action settlement is finalized, BCBS will send payments directly to the employer groups and those employees who filed claims prior to the November 5, 2021 deadline.

It is our recommendation that eligible groups notify their employees that they should expect to receive a notice and need to submit their claim to be included in the settlement. While employees may ask about member ID and Group ID, these are not required fields. We’ve provided communication language on the following page to assist in informing employees of the settlement.

We found [JND’s FAQs](#) on the settlement process a clear and accessible resource for details about the settlement, in addition to our [previous Compliance Alert](#).

Please reach out to your Corporate Synergies account management team if you have any questions. ■

Sample Notice to Employees Regarding Pending BCBS Class Action Settlement

Please copy the following text for use in employee communications:

A class action settlement is pending against Blue Cross Blue Shield (BCBS) due to alleged anti-competitive practices. A notice to individuals who qualify to be included in this settlement will be sent by the Court-Authorized Notice and Claims Administrator, JND Legal Administration LLC (JND) and/or BCBS. The notice will include instructions as to how to file a claim. Should you receive a notice and want to be included in the settlement, it is important that you file your claim with JND by the November 5, 2021 deadline.

Please visit JND's FAQs at <https://www.bcbssettlement.com/faq> to view details about the settlement.