

Family Health Hawaii MBS (In Liquidation)  
P.O. Box 1350  
Honolulu, Hawaii 96807-1350  
Email: [fhf@hawaii.rr.com](mailto:fhf@hawaii.rr.com)  
Phone: 1-844-717-7334

## **NOTICE OF DETERMINATION OF CLAIM**

September 20, 2017

Via First Class U.S. Mail  
«AddressBlock»

**Re: Notice of Determination of Claim Submitted to the Liquidator of  
Family Health Hawaii MBS (In Liquidation)**

Dear Claimant:

NOTICE IS HEREBY GIVEN, pursuant of §431:15-329 of the Hawaii Revised Statutes, that Gordon I. Ito, in his capacity as the Liquidator (the “Liquidator”) of Family Health Hawaii MBS (In Liquidation) (“FHH”), has made a determination concerning your claim(s) submitted to the Liquidator as provided in the attached Basis of Determination.

The purpose of this Notice of Determination of Claim is to acknowledge the claim(s) you have submitted to the Liquidator, as well as to provide you with the determination of the amount of your claim(s), as approved and admitted by the Liquidator. Please see the attached Basis of Determination for more information. If there are any discrepancies with the provider or remittance name and address provided on the attached Basis of Determination, please notify our office in writing via mail or email within thirty (30) days from the mailing date of this Notice.

An approved/admitted claim amount is subject to the available assets in the estate, statutory classification requirements, and Liquidation Court approval. An approved or admitted claim amount does not mean that you will receive the stated amount, as any claim amounts that may eventually be paid by the Liquidator will be based upon the amount of funds ultimately available to the Liquidator at the time a distribution is made. The Liquidator cannot give any assurances relating to whether or when a distribution will be made, or what amounts will be distributed. Because the funds available to pay claims are limited, there is a possibility you may not recover any part of your claim(s).

Any attempt to collect debts owed by FHH from the individual policyholders is expressly prohibited by Hawaii law. Specifically, Haw. Rev. Stat. Chapters 432 Article 1 and 431 Article 15 provides:

Every contract between a mutual benefit society and a participating provider of health care services shall be in writing and shall set forth that in the event the society fails to pay for health care services as set forth in the contract, the subscriber or member shall


not be liable to the provider for any sums owed by the society. If a contract with a participating provider has not been reduced to writing as required by this subsection, or if a contract fails to contain the required prohibition, **the participating provider shall not collect or attempt to collect from the subscriber or member sums owed by the society. No participating provider, or agent, trustee, or assignee thereof, may maintain any action at law against a subscriber or member to collect sums owed by the society.**

Therefore, any attempts to collect debts owed by FHH from FHH policyholders must cease immediately.

PLEASE TAKE FURTHER NOTICE that if you disagree with the Liquidator's determination of your claim, you may submit a **written objection** (including any and all supporting documentation and/or explanations) to the Liquidator **within sixty (60) days** from the mailing date of this Notice at the following address:

Liquidator for Family Health Hawaii MBS (In Liquidation)  
c/o Special Deputy Martha C. Im  
P.O. Box 1350  
Honolulu, Hawaii 96807-1350

If you do not file an objection with the Liquidator within sixty (60) days of the mailing date of this notice, you may not further object to the Liquidator's determination. If you file a timely objection with the Liquidator and the Liquidator does not alter his determination as a result of the objection, the claim will be heard by the Liquidation Court or a court appointed referee as soon as practicable. You, or your attorney, and any other person directly affected will be given notice of the hearing by first class mail not less than ten (10) nor more than thirty (30) days before the date of the hearing.

Sincerely,  


Gordon I. Ito  
in his capacity as Liquidator of  
Family Health Hawaii MBS

Enclosure: Basis of Determination