

Matt Ehling  
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Public Record Media, LLC  
2375 University Ave W.  
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St. Paul, MN, 55114



November 26, 2013

Commissioner Lucinda Jesson  
Minnesota Department of Human Services  
444 Lafayette Road  
Saint Paul, MN 55155-3815

RE: Minnesota Data Practices Act request

Dear Commissioner,

On February 7, 2013, I submitted a request for public data to your officer under the Minnesota Government Data Practices Act, Minnesota Statutes, Chapter 13. I have attached a copy of the original request for reference.

The data I sought pertained to a contract executed between the Minnesota Department of Human Services (DHS) and the managed care organization (MCO) HMO Minnesota (dba Blue Plus). The contract was numbered B06778.

My request sought to inspect and/or obtain copies of the following categories of data pertaining to the contract referenced above, and the services rendered thereunder:

1. All manner of financial data required to be disclosed to the Commissioner of DHS pursuant to Minn. Stat. 256B.69 subd. 9c(b) related to public health care programs administered by Blue Plus for the calendar year 2008.
2. Any correspondence between Blue Plus and DHS that relates to audits (or requests for audits) regarding alleged overpayments or underpayments by the State that may have occurred during the calendar year 2008. Such audit requests are allowed pursuant to section 4.6.1 of DHS contract B06778.
3. All documents related to the mandatory compliance plan for the Integrity Program required by section 9.15.1 of DHS contract B06778.

5. All documents related to internal auditing under the Integrity Program required by section 9.15.1 of DHS contract B06778.
6. Any documentation of corrective actions undertaken by the MCO as part of the Integrity Program required by section 9.15.1 of DHS contract B06778.
7. The annual report on the Integrity Program required by section 9.15.1 of DHS contract B06778, for the calendar year 2008.
8. The certification letter related to the 2008 Blue Plus financial filing (and all other correspondence related to this certification), as required by section 9.16.2 of DHS contract B06778.

Since February 7, 2013, I have received no response from your office. In total, nearly eleven months have elapsed since I submitted my initial data request.

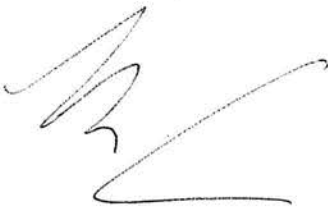
With regard to the timeframe for the inspection or copying of public government data under Minnesota law, Minnesota Statutes 13.03, subd. 3(a) states that,

“Upon request to a responsible authority or designee, a person shall be permitted to inspect and copy public government data at reasonable times and places ...”

Furthermore, section 13.03, subdivision 2(a) requires that when an individual requests public data of which he or she is not the subject, government entities are required to respond in a prompt and reasonable manner. Minnesota Rules, part 1205.0300, provides additional guidance, stating that entities must respond within a reasonable time.

Please contact me at your earliest convenience to discuss a timeframe for the inspection and/or copying of data responsive to my request. I can be reached by telephone at 651-335-2037, or by e-mail at [info@publicrecordmedia.com](mailto:info@publicrecordmedia.com).

Sincerely,

A handwritten signature in black ink, appearing to read 'Matt Ehling', with a long horizontal stroke extending to the right.

Matt Ehling  
President, Public Record Media, LLC

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President  
Public Record Media, LLC  
2375 University Ave W.  
Suite 200  
St. Paul, MN, 55114



February 7, 2013

Commissioner Lucinda Jesson  
Minnesota Department of Human Services  
444 Lafayette Road  
Saint Paul, MN 55155-3815

RE: Minnesota Data Practices Act request

Dear Commissioner,

I am making a request for access to public data under the Minnesota Government Data Practices Act, Minnesota Statutes, Chapter 13. The data I am seeking pertains to a contract executed between your agency and the managed care organization (MCO) HMO Minnesota (dba Blue Plus). The DHS contract was numbered B06778.

I am seeking to inspect and/or obtain copies of the following public data related to the contract above, and the services rendered thereunder:

1. All manner of financial data required to be disclosed to the Commissioner of DHS pursuant to Minn. Stat. 256B.69 subd. 9c(b) related to public health care programs administered by Blue Plus for the calendar year 2008.
2. Any correspondence between Blue Plus and DHS that relates to audits (or requests for audits) regarding alleged overpayments or underpayments by the State that may have occurred during the calendar year 2008. Such audit requests are allowed pursuant to section 4.6.1 of DHS contract B06778.
3. All documents related to the mandatory compliance plan for the Integrity Program required by section 9.15.1 of DHS contract B06778.
5. All documents related to internal auditing under the Integrity Program required by section 9.15.1 of DHS contract B06778.
6. Any documentation of corrective actions undertaken by the MCO as

part of the Integrity Program required by section 9.15.1 of DHS contract B06778.

7. The annual report on the Integrity Program required by section 9.15.1 of DHS contract B06778, for the calendar year 2008.
8. The certification letter related to the 2008 Blue Plus financial filing (and all other correspondence related to this certification), as required by section 9.16.2 of DHS contract B06778.

If responsive data are identified, I would first like to schedule an opportunity to inspect such data, prior to making copies of the same.

Please consider this letter a formal request for the indefinite retention of the requested data, pending resolution or reclassification of its status.

As required by section 13.03, subd. 3(f) of the Minnesota Statutes, I am requesting that in the event that any portion of this request is not granted, that your department certify in writing that the request has been denied, and cite the specific statutory section, temporary classification, or other provision of law upon which the denial is based.

This request is made as part of news gathering, and is not for commercial use.

If you have questions regarding this request, I can be reached by telephone at 651-335-2037, or by e-mail at [info@publicrecordmedia.com](mailto:info@publicrecordmedia.com).

Sincerely,

A handwritten signature in black ink, appearing to read 'Matt Ehling', with a stylized flourish at the end.

Matt Ehling  
President, Public Record Media, LLC