

STATE OF NEW HAMPSHIRE  
DEPARTMENT OF STATE

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IN THE MATTER OF: )  
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)  
Local Government Center, Inc.; )  
Government Center Real Estate, Inc.; )  
Local Government Center Health Trust, LLC; )  
Local Government Center Property-Liability Trust, )  
LLC; )  
Health Trust, Inc.; )  
New Hampshire Municipal Association Property-Liability ) Case No: C2011000036  
Trust, Inc.; )  
LGC – HT, LLC; )  
Local Government Center Workers’ Compensation )  
Trust, LLC; )  
And the following individuals: )  
Maura Carroll; Keith R. Burke; Stephen A. Moltenbrey; )  
Paul G. Beecher; Robert A. Berry; Roderick MacDonald; )  
Peter J. Curro; April D. Whittaker; Timothy J. Ruehr; )  
Julia A. Griffin; and John Andrews )  
)  
RESPONDENTS )  
\_\_\_\_\_ )

**ORDER ON BSR MOTION FOR PROTECTIVE ORDER  
AND CONFIDENTIAL TREATMENT**

This Officer granted BSR’s Request for On-Site Examination by Order dated December 14, 2011.

As part of the Order, the parties were to meet and confer to come to an agreement on scheduling and logistics of the on-site examination.

At this meeting, December 19, 2011, LGC raised the question of releasing or allowing access to financial materials which contained both financial and private health information, as defined in the Health Insurance Portability and Accountability Act of 1996 (HIPAA).

Further, when the parties appeared on-site to seek further agreement on logistics and scheduling, LGC raised the issue of the release or display of private health information (given the computerized nature of some of the records).

In accordance with HIPAA, a qualified protective order may issue from the administrative tribunal.

Under the circumstances presented in this case, a qualified protective order is an appropriate and necessary method of allowing the on-site examination previously ordered, while protecting private health information.

Accordingly, the BSR may review private health information contained within LGC's records to the extent necessary to conduct the on-site examination. BSR may not use or disclose the protected health information for any purpose other than the above-captioned administrative proceeding. The BSR is further required to return to LGC or destroy any protected health information obtained as part of the on-site examination of LGC.

So ordered, this \_\_\_\_ day of December, 2011.

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Donald E. Mitchell, Esq.  
Presiding Officer  
Bar #1773

#### SERVICE LIST

cc: Jeffrey D. Spill, Esq.  
Earle F. Wingate, III, Esq.  
Kevin B. Moquin, Esq.  
Eric Forcier, Esq.  
Adrian S. Laroche, Esq.  
William C. Saturley, Esq.  
Brian M. Quirk, Esq.  
David I. Frydman, Esq.  
Michael D. Ramsdell, Esq.  
Joshua M. Pantesco, Esq.  
Mark E. Howard, Esq.  
Jaye L. Rancourt, Esq.  
Roy W. Tilsley, Jr., Esq.