

Exhibit 1

FISHERBROYLES[®]

A LIMITED LIABILITY PARTNERSHIP

Anthony Calamunci, Esq.
Partner

6800 W. Central Ave., Suite E
Toledo, OH 43617

Direct: (567) 455-5257

Office: (419) 214-1050

Cell: (419) 376-1776

Fax: (484) 251-7797

anthony.calamunci@fisherbroyles.com

www.FisherBroyles.com

January 29, 2018

VIA EMAIL: DHA.FOIA@mail.mil

Defense Health Agency
16401 East Centretech Parkway
Aurora, Colorado 80011-9066

RE: **FOIA REQUEST**

Dear Disclosure Officer:

This request is made for communication regarding SP2, LLC d/b/a/ Smart Pharmacy and/or Smart Pharmacy II Business Entities, William C. Scrogins, and Gregory H. Balotin pursuant to the Freedom of Information Act, 5 U.S.C. §552 and the regulations thereunder and 26 C.F.R. §601.702. The undersigned is authorized to represent SP2, LLC d/b/a/ Smart Pharmacy and/or Smart Pharmacy II Business Entities, William C. Scrogins, and Gregory H. Balotin (“Requestors”) before the Defense Health Agency.

- A. Complete Copies of All Communications Between Defense Health Agency, Department of Defense, TRICARE, Express Scripts, Inc., and/or any other Pharmacy Benefit Manager or any Agent, Employee, Representative Associated with the Above Entities Regarding SP2, LLC d/b/a/ Smart Pharmacy and/or Smart Pharmacy II Business Entities, William C. Scrogins, and Gregory H. Balotin From January 1, 2015 to Present.

I hereby request a complete copy of the Defense Health Agency files related to SP2, LLC d/b/a/ Smart Pharmacy and/or Smart Pharmacy II Business Entities, William C. Scrogins, and Gregory H. Balotin. From our review of various DHA correspondence, we are aware of possible investigations and communications initiated and conducted by various DHA personnel.

We hereby request a complete copy of the DHA’s records related to SP2, LLC d/b/a/ Smart Pharmacy and/or Smart Pharmacy II Business Entities, William C. Scrogins, and Gregory H. Balotin. Our request for the complete copy of the examination files includes, but is not limited to, all of the notes, case history, copies of all correspondence between and among SP2, LLC d/b/a/ Smart Pharmacy and/or Smart Pharmacy II Business Entities, William C. Scrogins, and Gregory H. Balotin and its representatives and the DHA, and what was discussed during each contact made with SP2, LLC d/b/a/ Smart Pharmacy and/or Smart Pharmacy II Business Entities, William C. Scrogins, and Gregory H. Balotin or its representative.

We also request a complete copy of the DHA’s records related to any other examination, investigation, or inquiry conducted by the DHA. Our request for the complete copy of these examination, investigation,

and/or inquiry records includes, but is not limited to, all of the notes, case history, copies of all correspondence between and among SP2, LLC d/b/a/ Smart Pharmacy and/or Smart Pharmacy II Business Entities, William C. Scrogins, and Gregory H. Balotin and its representatives, and the DHA, and what was discussed during each contact made with SP2, LLC d/b/a/ Smart Pharmacy and/or Smart Pharmacy II Business Entities, William C. Scrogins, and Gregory H. Balotin or its representatives.

B. Other FOIA Request Information

In order to determine my status for the applicability of fees, you should know that I am an authorized representative of SP2, LLC d/b/a/ Smart Pharmacy and/or Smart Pharmacy II Business Entities, William C. Scrogins, and Gregory H. Balotin. As such, I would be an "other" requester seeking information for non-commercial or personal use.

We desire to be notified of the determination as to whether the request will be granted at the undersigned's address.

We desire to have a copy made and furnished without first inspecting them.

We agree to pay the fees for search, duplication, and review. We respectfully request that we be provided with an estimate in advance of the fee to be charged.

If you have any questions regarding this request, please contact the undersigned. Thank you for your prompt attention to and cooperation in this matter.

Very Truly Yours,

FisherBroyles, LLP



Anthony Calamunci, Esq.

Partner

AJC/cmc

cc: Brian E. Dickerson, Esq.