

Exhibit G

Heins, Matthew

From: Gilmore, Hugh P. (CMS/OSORA) <Hugh.Gilmore@cms.hhs.gov>
Sent: Tuesday, June 16, 2020 9:02 AM
To: Heins, Matthew
Subject: RE: FOIA request 012920207016

Good morning Mr. Heins:

I received an email from the program office about your request which was relayed from HHS counsel. The solvency and start up loans are an issue and refer to the Motion to Dismiss the Amended Complaint in Ommen.

-----Original Message-----

From: Heins, Matthew [mailto:MHeins@wc.com]
Sent: Friday, June 12, 2020 12:11 PM
To: Gilmore, Hugh P. (CMS/OSORA) <Hugh.Gilmore@cms.hhs.gov>
Subject: RE: FOIA request 012920207016

Hello Hugh,

Thanks very much for speaking with me this morning. I'm confirming in writing that we discussed the letter you sent our way, and that at this time, it is not CMS's position that this response is the full and complete response as to all information we have requested.

Per our discussion, I am attaching the appeal letter we submitted to CMS after receiving our denial letter. In our appeal, we explained what you and I discussed on our call this morning: we are asking for documents and communications concerning CoOpportunity's solvency fund awards, CoOpportunity's requests to draw down solvency funds, and CMS's monitoring of CoOpportunity's solvency and liquidity in 2013 and 2014. These issues are entirely separate and distinct from the subjects at issue in the ongoing litigation between CMS and the liquidators of CoOpportunity Health, which is focused on whether CoOpportunity is entitled to funds under the 3Rs program.

You mentioned that the office may again intend to invoke Exemption 5 because of that ongoing litigation. As we set forth in our appeal letter, it is our firm position that Exemption 5 does not apply to the information we are requesting. We do not seek attorney-client privileged information, and we do not seek deliberative process information. We expressly do not wish to see communications with counsel concerning that litigation (or any other), nor do we wish to see documents prepared in anticipation of that litigation (or any other). No privilege applies to the material we are requesting, so Exemption 5 plainly does not apply.

I appreciate your time and effort, and I'm happy to discuss this further after you've had a chance to touch base with the office. If it would be helpful to schedule a call for sometime next week, please let me know and we can get something on the calendar.

Sincerely,
Matthew

-----Original Message-----

From: Heins, Matthew
Sent: Friday, June 12, 2020 10:00 AM
To: 'Gilmore, Hugh P. (CMS/OSORA)' <Hugh.Gilmore@cms.hhs.gov>

Subject: RE: FOIA request 012920207016

Thanks for your response. I am available on my cell at 210-861-9994, anytime before 1:30pm.

-Matthew

-----Original Message-----

From: Gilmore, Hugh P. (CMS/OSORA) <Hugh.Gilmore@cms.hhs.gov>
Sent: Friday, June 12, 2020 9:41 AM
To: Heins, Matthew <MHeins@wc.com>
Subject: RE: FOIA request 012920207016

Hello Mr. Heins,

I have a conference call at 11 a.m. what's a good time and number to reach you?

-----Original Message-----

From: Heins, Matthew [mailto:MHeins@wc.com]
Sent: Friday, June 12, 2020 9:32 AM
To: Gilmore, Hugh P. (CMS/OSORA) <Hugh.Gilmore@cms.hhs.gov>
Subject: RE: FOIA request 012920207016

Mr. Gilmore,

I have a couple questions about this. Do you have a moment to speak by phone today?

Thanks,
Matthew

From: "Gilmore, Hugh P. (CMS/OSORA)" <Hugh.Gilmore@cms.hhs.gov>
Sent: Jun 12, 2020 9:22 AM
To: "Heins, Matthew" <MHeins@wc.com>
Subject: FOIA request 012920207016

Dear Mr. Heins:

Attached is a response to your request for records in your request 012920207016.

Thank you for your attention to this matter.

This message and any attachments are intended only for the addressee and may contain information that is privileged and confidential. If you have received this message in error, please do not read, use, copy, distribute, or disclose the contents of the message and any attachments. Instead, please delete the message and any attachments and notify the sender immediately. Thank you.