

MASSACHUSETTS MEDIAL MALPRACTICE
REINSURANCE PLAN

COMPLIANCE MEETING

Minutes of Meeting

A Compliance Committee meeting of the Massachusetts Medical Malpractice Reinsurance Plan (“MMMRP”) was held at its offices at 95A Turnpike Road, Westboro, MA on Wednesday, October 3, 2001.

The following members were present in person:

Peter T. Robertson, Esq. Committee Chairman
Jill Gold, Member
Charles W. Bucke, member

The following MMMRP staff/consultants were present in person:

John Tympanick, CFO
William T. McGrail, President

Mr. Peter Robertson, Chairman called the meeting to review the claims handling process of member companies and to discuss a process for claim notifications.

The Chairman requested a motion to approve the Compliance Committee meeting minutes dated April 12, 2001. A motion was made and seconded to approve the minutes as presented. The motion passed by unanimous vote.

Mr. Peter Robertson stated that a revised version of Article XII of the Plan of Operations was distributed for the Committee’s review and approval. Mr. Robertson stated that the Article helps to clarify the responsibilities of member companies in their claims notification and reporting process. A motion was made to approve the revised version of Article XII and to submit the Article to the Governing Committee for their approval. The motion passed by unanimous vote.

Mr. William McGrail, stated that the Plan paid a claim settlement in the amount of \$825,000 on a claim that was reserved for \$150,000. Mr. Chuck Bucke noted that this particular claim had notes as far back as two years ago which reported discrepancies between legal counsel and the claims adjuster regarding reserves. Mr. John Tympanick noted that the reserve amount reported to the Plan was an amount different than the member company’s own claim file.

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After significant discussion, the Committee agreed to allow management to work closely with member companies to control the information flow of open claims and subsequent changes to claim reserves being timely reported.

Mr. McGrail discussed an issue that was not on the agenda regarding the “Take All Comers” rule in the statute. After some discussion, it was decided that further discussion on the subject was warranted. He then suggested that the Governing Committee members should meet to review the issues within the next few months in a non-open meeting setting, as long as the Committee did not vote.