

CERTIFIED MAIL
RETURN RECEIPT REQUESTED



January 7, 2005

Evelyn S. Berwick, M.D.
1605 Lowrie Street
Pittsburgh, PA 15212

**Subject: Termination from the KHPW and Highmark PremierBlue
Shield Networks Appeal to the Medical Review Committee on February 1,
2005 at 9:45 A.M.**

Dear Dr. Berwick:

On September 30, 2004, the Credentials Committee met to hear your appeal of a decision to terminate your participation in both the KHPW and Highmark PremierBlue Shield Networks. The previous decision to terminate had been based on the fact that sixteen (16) member complaints from February 1, 2003 to August 23, 2004 had been filed against you involving members not getting test results or referrals. After review of all the information presented, the Credentials Committee voted to uphold their previous decision. Subsequently, on October 11, 2004, you requested that this issue be referred to the Medical Review Committee for consideration at the next scheduled meeting. **As previously discussed with Mr. Robert Hussey, your Business Manager, your case is scheduled to be heard via telephone conference at the meeting scheduled for Tuesday, February 1, 2005.**

You are scheduled to appear at 9:45 A.M. on February 1, 2005. We will contact you at the number provided by Mr. Hussey prior to the meeting at 8:30 A.M. to assure that everything is working appropriately and that we will have a good connection for the meeting. You will then be called by the Committee at your scheduled appearance time for the proceeding. In the event, you are not available for this conference call, consideration of the matter will go forward on that date.

The Medical Review Committee currently consists of eleven doctors of medicine, two doctors of osteopathy, one doctor of chiropractic medicine and two consumer representatives. However, only the professional members of the Committee may vote in deciding disputes that come before them. In addition to the Committee members, certain Highmark Blue Shield staff persons, particularly those associated with the review process, attend Committee meetings. Further, counsel to the Committee is usually present to service the Committee in an advisory capacity.

In general, the Committee prefers to conduct its meetings without adhering to rigid procedural guidelines. Witnesses are not sworn in or cross-examined. This approach, however, is not intended to belie the seriousness of the Committee's deliberations. As required by the Keystone Healthplan West Network regulations, a stenographer will be present to record the proceedings. In view of the fact that the Committee's questions are frequently of a medical nature, it is often beneficial for the provider to attend personally. If you plan to have legal counsel or any other individuals with you to support your position, you may do so. We

5/18/05

Dr. Jalit Tuchinda
2000 Mary Street
Pittsburgh, PA 15203

Dr. Tuchinda,

This letter and all enclosed documents are sent to you to illustrate exactly why Evelyn S. Berwick, M.D. was wrongly placed into the National Practitioner Database, with an adverse recommendation.

Dr. Berwick's terminations from Allegheny General Hospital and its affiliate Suburban General Hospital were improper and unjustified as this mailing will clearly demonstrate.

If you have any further questions as to the impeccable record of Dr. Berwick please contact Mr. Robert P. Hussey at any time. Thank You

X

Robert P. Hussey

X

Evelyn S. Berwick, M.D.