	IN T	HE SUPERIOR COURT FOR THE	STATE OF ALASKA AT	
vs. STAT	E OF AL INISTRA REMENT	rson bringing appeal) ASKA, DEPARTMENT OF TION, DIVISION OF AND BENEFITS,))))))) CASE NO	
		or a	PLEMENT THE RECORD Iternatively AL NEW <i>(DE NOVO)</i> REVIEW	
I.	Motion to Supplement the Record I am the Appellant who brought this appeal. I ask the Court to supplement the record. Efforts between me and the attorney for the other side ¹ to agree on the accurate and complete record were not fully successful. DRB failed to include or provide accurate and complete records of its underlying administrative decisions then and still today. The res is a denial of due process. For example [check all that apply]:			
		Health Plan. DRB used the wr	ong health plan in the agency record.	
		because my provider's charges I asked for data in DRB's posse for the same or similar proceded done, but the agency refused record. DRB also failed to prove requested. DRB says that the	Is says that my health claims were partially denied is were above the "recognized charge." In my appeal, ession or control about <u>actual</u> prevailing charge rates are in the geographic area where my procedure was to provide it and refused to include it in the agency wide other data about the recognized charge that I information I requested was not part of, or relevant aburse for my provider's actual charges.	
			o include medical records about the denied claims in the medical records were not part of, or relevant to, rse for the claims.	

The Appellee, Division of Retirement and Benefits (DRB). Under DRB's contract with Aetna Life Insurance Company (Aetna), Aetna administers health care claims and conducts administrative appeals on DRB's behalf. Reference to actions by DRB in this case include actions by Aetna in its role as claims administrator and fiduciary. See State of Alaska AlaskaCare Employee Health Plan at §7.9, §7.14, & §7.15.3 at http://doa.alaska.gov/drb/pdf/ghlb/akcare/SelectBenefitsEmployeeBooklet2017.pdf.

	<u>Proprietary Documents</u> . DRB says that my claims were denied because of information in proprietary documents, guidelines, or bulletins. I asked for a copy of the documents, guidelines, and bulletins in my appeal, but DRB refused to release them to me and refused to include them in the agency record. There are procedures (protocols) for releasing these materials to patients who are adversely affected by them, but DRB refuses to follow those procedures.			
	Other Problems with the DRB Record.			
	[Use extra pages if necessary.]			
Supplementing the record with the requested information and other relevant material described in this motion is proper under the Rules of Appellate Procedure (RAP) 604 which allows supplementation of the record for material omissions on appeal.				
Motio	n for Partial New <i>(De Novo)</i> Review			
matter review and ess appeal.	notion to supplement the record is denied, I ask for a partial new review of this because the records missing from the agency record are crucial to this Court's of the DRB decision. A review of the DRB decision, supplemented by the relevant sential documents and information is necessary to give me due process in this. The court has the discretion to grant a trial <i>de novo</i> in whole or in part per RAP (1). This motion is supported by my affidavit, exhibits, and the discussion below.			
Discus	ssion on the Motion to Supplement or for Partial <i>De Novo</i> (New) Review			
A.	THE INFORMATION DESCRIBED BELOW SHOULD BE PART OF THE AGENCY RECORD ON APPEAL OR I WILL BE DENIED DUE PROCESS IN THIS APPEAL.			
	[Continued on next page]			

II.

III.

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[Use	extra pages if necessary.]
1000	skia pages ii necessaryij
	FIRST AGENCY RECORD PREPARED BY DRB HAD ERRORS AND OMISSI IS WHAT I DID TO TRY TO HAVE THE RECORD CORRECTED:
	I sent a good faith letter to DRB's attorney regarding the agency record A copy of the letter is enclosed. This is what happened after that:
	Other steps I took (if any) to try and have the record corrected:
	Other steps I took (if any) to try and have the record corrected:
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In light of the information in this <i>Motion</i> and related <i>Affidavit,</i> I respectfully ask this Court to require supplementation of the record or, in the alternative, order a new <i>(de novo)</i> review that includes the essential information.					
Dated:	Appellant's Signature:				
Daytime Phone:	Email:				
CERTIFICATE OF SERVICE					
I certify that on this date:, a true and correct copy of the following was served on the party of record listed below by first class mail, postage pre-paid [check all that apply]:					
Motion to Supplement Record or alternation	tively, for Partial New (De Novo) Review				
draft Order on Motion to Supplement					
Affidavit about the Motion to Supplement					
Exhibits related to the <i>Motion to Supplement</i> and a list of exhibits if needed					
Party of record: Assistant Attorney General					
Attorney's Name:					
State of Alaska, Labor & State Affairs Se	ction				
Street Address: City, State, Zip:					
City, State, Zip					
Dated: Signati	re of Person Serving Conies:				

	IN THE SUPERIOR COURT FOR THE	STATE	OF ALASKA AT		
vs. STAT ADM	ellant (person bringing appeal) TE OF ALASKA, DEPARTMENT OF INISTRATION, DIVISION OF REMENT AND BENEFITS, ellee) -)))))) CA	SE NO. <u>CI</u>		
			TO SUPPLEMENT THE RECORD		
	or alternatively MOTION FO	R PART	TAL NEW <i>(DE NOVO)</i> REVIEW		
1.	I state the following upon oath or affirmation and under penalty of perjury.				
2.	I am the appellant (person bringing the appeal) in this case.I am the attorney for the appellant in this case.				
3.	I made a good faith effort to reach agreement with the Appellee (DRB) about the administrative appeal record. That effort is accurately described in the <i>Motion to Supplement the Record or alternatively Motion for Partial New (De Novo) Review.</i>				
4.	The issues raised by me about the agency appeal record were not fully resolved.				
Signa	ature of Appellant <i>(sign in front of a not</i>	<i>tary)</i> :			
Dayt	ime Phone:	Email: _			
Subs	scribed and sworn to or affirmed before	e me at	, Alaska		
on _	(date)				
(SEA	L)		Clerk of Court, Notary Public, or other person authorized to administer oaths. My commission expires		

	IN THE SUPERIOR COURT FOR	THE STATE OF ALASKA AT
)
Appellar	nt (person bringing appeal)	
vs.))
ADMINI:	OF ALASKA, DEPARTMENT OF STRATION, DIVISION OF MENT AND BENEFITS,)) CASE NO
		TION TO SUPPLEMENT RECORD ARTIAL <i>DE NOVO</i> REVIEW
	nt filed a motion asking the Court de novo review.	to supplement the agency record or, alternatively, for a
	The motion is GRANTED. The motion is DENIED. The following is also ORDERED	:
Date		Judicial Officer Signature
		Print or Type Name