

HARDIN, JESSON & TERRY, PLC
ATTORNEYS AT LAW

REX M. TERRY
ROBERT M. HONEA*
J. LESLIE EVITTS III
KIRKMAN T. DOUGHERTY*†
J. GREGORY MAGNESS*
JEFFREY W. HATFIELD
C. RYAN NORTON*
SHALA J. KLUTTS*‡
STEPHANIE I. RANDALL
KYNDA ALMEFTY‡§
CAROL NIXON RICKETTS

G.C. HARDIN (1884-1964)
P.H. HARDIN (1925-2000)
BRADLEY D. JESSON (1932-2016)

*OF COUNSEL
*ALSO ADMITTED IN OKLAHOMA
†ALSO ADMITTED IN PENNSYLVANIA
‡ALSO ADMITTED IN NEW YORK

Writer's Direct E-Mail:
kalmefly@hardinlaw.com

REPLY TO: LITTLE ROCK OFFICE

Fort Smith Office:
ARVEST BANK BUILDING, SUITE 500
5000 ROGERS AVENUE
P. O. BOX 10127
FORT SMITH, ARKANSAS 72917-0127

Telephone 479.452.2200
Facsimile 479.452.9097

Little Rock Office:
1401 W. CAPITOL AVE., SUITE 190
LITTLE ROCK, ARKANSAS 72201-2939

Telephone 501.850.0015
Facsimile 501.372.3617

December 4, 2017

WWW.HARDINLAW.COM

Mr. Gene Ludwig
LUDWIG LAW FIRM
1 Three Rivers Drive
Little Rock, AR 72223

Mr. Greg Campbell
CAMPBELL LAW FIRM
One Information Way, Box 101
Little Rock, AR 72202

Mr. Brian Reddick
REDDICK MOSS, PLLC
One Information Way, Ste 105
Little Rock, AR 72202

Mr. David Marks
MARKS, BALETTE & GIESSEL, P.C.
7521 Westview Drive
Houston, Texas 77055

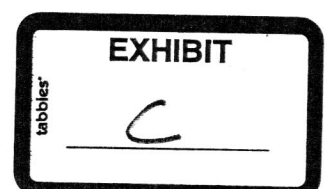
RE: Nellie R. Lamb by and Through Richard Williams, as Guardian of the
Estate and Person of Nellie R. Lamb, et al. v. GGNSC Arkadelphia, LLC, et al.
Ouachita County Circuit Case No. CV-2011-121-6

Gentlemen,

Please allow this letter to serve as a supplement to Mr. Bodamer's letter of October 31, 2017, and my letter of November 21, 2017, pursuant to Section 7.8 of the Settlement Agreement, Defendants believe the Status and Benefit Forms for the residents listed below have been wrongfully approved for the reasons stated.

Claims based upon Small Claims Affidavits.

The Arkansas Probate Statute that allows collection of small estates by a distributee requires a court filed affidavit setting forth, among other things, that the Department of Human Services furnished no federal or state benefits to the decedent, or, that if such benefits have been furnished, the department has been reimbursed in accordance with the state and federal laws and regulations. 28-41-101(a)(4)(A).



December 4, 2017

Page 2

The claims listed in this section are wrongfully approved because they are either (1) incorrect because they are based upon Small Claims Affidavits where Golden Living's records reveal they received Medicare or Medicaid payments on behalf of the deceased Resident, or (2) unclear or incomplete if DHS has been reimbursed. In light of Defendants' records, Defendants request the Administrator not approve these claims without reasonable proof (as required in Section 7. 7 of the Settlement Agreement) that DHS has been reimbursed for any payments made on behalf of the deceased Resident.

1. HAMPTON, RAY (463)
2. RANDOLPH, DOUGLAS (492)

In addition to the claims raised in the October 31, 2017 and November 21, 2017, letters, we request the Administrator not approve these deficient claims for payment for the reasons stated.

Thank you.

Yours very truly,
HARDIN, JESSON & TERRY, PLC


Kynda Almefty

KA/cp

cc: Kristie Livingston