



COMMONWEALTH OF PENNSYLVANIA  
GOVERNOR'S OFFICE OF GENERAL COUNSEL

April 11, 2019

**VIA PACfile**

Amy Dreibelbis, Esquire  
Deputy Prothonotary  
Supreme Court of Pennsylvania  
Pennsylvania Judicial Center  
601 Commonwealth Avenue, Suite 4500  
Harrisburg, PA 17106-9185

**Re: *Commonwealth of Pennsylvania, et al v. UPMC, et al,***  
**Docket No. 46 MM 2019**

Dear Ms. Dreibelbis:

This office represents the Pennsylvania Department of Health, Pennsylvania Insurance Department, Rachel Levine, and Jessica K. Altman. Neither PID, DOH, Levine nor Altman took a position on the OAG's underlying petition to modify the consent decree or UPMC's response thereto. Accordingly, pursuant to this Court's April 9, 2019 direction, please be advised that we will not be filing an answer to the OAG's Petition for Permission to Appeal, or in the alternative, Application for Extraordinary Relief.

Respectfully submitted,

DENISE J. SMYLER

By: /s/ Kenneth L. Joel  
Kenneth L. Joel  
Deputy General Counsel  
*Counsel for Pennsylvania  
Department of Health,  
Pennsylvania Insurance  
Department, Rachel Levine,  
and Jessica K. Altman*

cc: Counsel of Record via PACFile