

CAUSE NO. D-1-GN-19-003388

THE STATE OF TEXAS,	§	IN THE DISTRICT COURT OF
	§	
<i>Plaintiff,</i>	§	
	§	
v.	§	TRAVIS COUNTY, TEXAS
	§	
ALIERA HEALTHCARE, INC.,	§	
	§	
<i>Defendant.</i>	§	53RD JUDICIAL DISTRICT

RULE 11 AGREEMENT

Pursuant to Rule 11 of the Texas Rules of Civil Procedure, the parties in this case agree to be bound by the following terms during the pendency of this litigation to the same extent as if these terms were entered by the Court. The parties agree and acknowledge that this Rule 11 Agreement will be filed and made a part of the record in this case.

1. Alieria Healthcare, Inc., named as the defendant in this case, and now doing business as the Alieria Companies, on behalf of itself and its successors, affiliates, agents, and assigns, agrees that it will not accept or write any new business in the State of Texas until such time as this case is resolved.
2. Alieria Healthcare, Inc., now doing business as the Alieria Companies, on behalf of itself and its successors, affiliates, agents, and assigns, further agrees that it will refrain from transferring, expending, or disbursing any funds outside the ordinary course of business without approval from the Court until such time that this case is resolved.
3. The parties agree that all currently scheduled or noticed depositions are suspended until further agreement by the parties. No other depositions will be noticed or scheduled until the expiration of the Temporary Restraining Order in this case.
4. The parties agree to negotiate in good faith to address the issues raised in this matter. A settlement conference is tentatively scheduled for July 26, 2019.

5. Aliera Healthcare, Inc. agrees that, prior to July 26, 2019, it will send an accounting of money collected from Texas residents and paid on behalf of Texas residents to counsel for the State of Texas.

SIGNED AND AGREED:



Alexander J. Gonzales
State Bar No. 08118563
Duane Morris LLP
Counsel for Aliera Healthcare, Inc.



H. Melissa Mather
State Bar No. 24010216
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with permission