



U.S. Department of Justice

United States Attorney
Southern District of New York

86 Chambers Street
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May 12, 2026

Via ECF

The Honorable Katharine H. Parker
United States District Court
Southern District of New York
500 Pearl Street
New York, New York 10007

Re: *United States of America v. Anthem, Inc.*, No. 20 Civ. 2593 (ALC) (KHP)

Dear Judge Parker:

This Office represents the United States of America (the “Government”) in the above-referenced case. Pursuant to the Court’s November 14, 2025, Scheduling Order (ECF No. 421), the Government and Defendant Anthem, Inc. (“Anthem”) jointly submit the following proposed agenda for the upcoming conference.

Agenda for May 19, 2026, Conference

I. Discovery Updates

- a. Since the last case management conference, the parties have completed all noticed Rule 30(b)(1) depositions in this case, with the exception of the potential deposition of Peter Haytaian, Anthem’s former Executive Vice President, should the Court grant the Government’s request to direct Anthem to produce Mr. Haytaian for a deposition (*see infra* Section II.a).
- b. The parties are continuing to meet and confer regarding Anthem’s request for discovery related to the February 27, 2026, Notice of Intermediate Sanctions sent by CMS to Elevance Health (the “Notice”), which the Government recently included on its supplemental Rule 26 disclosures. Anthem has informed the Government that it will seek additional Rule 30(b)(1) depositions related to the Notice once any disputes regarding its discovery requests related to the Notice have been resolved.
- c. The parties continue to evaluate and meet and confer regarding the Rule 30(b)(6) notices they have exchanged.

II. Disputes

- a. The parties’ dispute concerning the Government’s request that the Court direct Mr. Haytaian to sit for a deposition.

- b. The parties' dispute concerning the Government's Seventh and Eighth Sets of Requests for Production ("RFPs"), which the Government served on Anthem on February 20, 2026, and March 25, 2026, respectively. The parties have met and conferred regarding these RFPs and have reached an impasse as to certain requests.
- c. The parties' dispute concerning Anthem's First Set of Interrogatories regarding certain Government audits, which is related to Anthem's proposed Third Set of RFPs concerning such audits (which was discussed at the last case management conference). The parties have met and conferred regarding Anthem's interrogatories and have reached an impasse.

We thank the Court for its attention to this matter and its consideration of the parties' agenda.

Respectfully submitted,

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cc: Anthem's Counsel (Via ECF)