

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF MICHIGAN

WESCO, INC., WESCO, INC.
CAFETERIA PLAN AND EMPLOYEE
BENEFIT PLAN, FRANKENMUTH
BAVARIAN INN, INC.,
FRANKENMUTH BAVARIAN INN, INC.
EMPLOYEE HEALTH BENEFIT PLAN &
TRUST, OPUS PACKAGING GROUP
INC., and OPUS PACKAGING GROUP
HEALTH INSURANCE PLAN, on behalf
of themselves and a class of all others
similarly situated,

Case No. 1:26-cv-00895

Hon. Robert J. Jonker

Magistrate Judge: Ray Kent

Plaintiffs,

v.

BLUE CROSS BLUE SHIELD OF MICHIGAN,

Defendant.

STIPULATION REGARDING NOTICE OF SELECTION OF MEDIATOR

Plaintiffs, Wesco, Inc., Wesco, Inc. Cafeteria Plan and Employee Benefit Plan, Frankenmuth Bavarian Inn, Inc., Frankenmuth Bavarian Inn, Inc. Employee Health Benefit Plan & Trust, Opus Packaging Group Inc., and Opus Packaging Group Health Insurance Plan, and Defendant, Blue Cross Blue Shield of Michigan, through their attorneys (together, the “Parties”), stipulate and agree as follows:

1. Pursuant to this Court’s Case Management Order, ECF No. 55, the Parties were directed to advise the Court on the form of chosen ADR.
2. In compliance with the Court’s directive, the parties have selected voluntary mediation as their form of chosen ADR.

3. Additionally, the Parties have conferred regarding the selection of a mediator and have mutually agreed to the selection of Judge Gerald Rosen of JAMS as the agreed upon Mediator in this case.

4. The Parties have selected Judge Gerald Rosen as Mediator because he is familiar with issues similar to those in this matter, has mediated similar issues with both parties previously, and has already been selected as the mediator for the related case *Tiara Yachts, Inc. v. Blue Cross Blue Shield of Michigan*; Case No. 1:22-cv-603 (USDC WD of MI).

5. Judge Gerald Rosen is not presently included on the Court's certified list of mediators.

6. The Parties respectfully request that this Court approve of using Judge Gerald Rosen as the chosen Mediator in this matter and enter the following Order, which is attached as **Exhibit 1**.

STIPULATED AND AGREED.

VARNUM LLP
Attorneys for Plaintiffs

Dated: September 10, 2026

By: /s/ Aaron M. Phelps
Perrin Rynders (P38221)
Aaron M. Phelps (P64790)
Herman D. Hofman (P81297)
P.O. Box 352
Grand Rapids, MI 49501-0352
(616) 336-6000
prynders@varnumlaw.com
amphelps@varnumlaw.com
hdhofman@varnumlaw.com

ZAUSMER, P.C.
Attorneys for Defendant

Dated: September 10, 2026

By: /s/ Jason M. Schneider (w/ permission)
Mark J. Zausmer (P31721)

Michael A. Schwartz (P74361)
Nathan Scherbarth (P75647)
Jason M. Schneider (79296)
32255 Northwestern Hwy, S. 225
Farmington Hills, MI 48334
(248) 851-4111
mzausmer@zausmer.com
mschwartz@zausmer.com
nscherbarth@zausmer.com
jschneider@zausmer.com

ALLEN OVERY SHEARMAN STERLING US LLP
Attorneys for Defendant

Dated: September 10, 2026

By: /s/ Daniel Lewis (w/ permission)
Daniel Lewis (Adm. in W.D. MI, NY Reg.
4084190)
Jeffrey D. Hoschander (Adm. in W.D. MI, NY
Reg. 4496337)
599 Lexington Ave.
New York, NY 10022
(212) 848-7181
daniel.lewis@aoshearman.com
jeff.hoschander@aoshearman.com

Todd M. Stenerson (P51953)
1101 New York Ave., NW
Washington, D.C. 20005
(202) 508-8093
todd.stenerson@aoshearman.com

EXHIBIT 1

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF MICHIGAN

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CAFETERIA PLAN AND EMPLOYEE
BENEFIT PLAN, FRANKENMUTH
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BLUE CROSS BLUE SHIELD OF MICHIGAN,

Defendant.

ORDER GRANTING STIPULATION REGARDING
NOTICE OF SELECTION OF MEDIATOR

This matter having come to the Court upon the stipulation of the parties and the Court being otherwise fully advised in the premises:

IT IS HEREBY ORDERED that Judge Gerald Rosen of JAMS will act as the Mediator in this case.

IT IS SO ORDERED.

Dated: _____

Hon. Robert J. Jonker
United States District Court Judge