

The Honorable Robert J. Bryan

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

C.P., by and through his parents, Patricia
Pritchard and Nolle Pritchard; and
PATRICIA PRITCHARD,

Plaintiffs,

v.

BLUE CROSS BLUE SHIELD OF
ILLINOIS,

Defendant.

NO. 3:20-cv-06145-RJB

DECLARATION OF J [REDACTED] N [REDACTED],
RN, IN SUPPORT OF PLAINTIFFS'
OPPOSITION TO BCBSIL'S MOTION TO
DECERTIFY

**Note on Motion Calendar:
March 3, 2023**

I, J [REDACTED] N [REDACTED], RN, declare under penalty of perjury and in accordance with the laws of the State of Washington and the United States that:

1. I am over the age of 18 and competent to testify to all matters stated herein.

All statements are made upon my personal knowledge.

2. I am the mother of M.N., a transgender male teenager who will be 17 years old in March. M.N. receives coverage of health benefits through CommonSpirit Health as administered by Blue Cross Blue Shield of Illinois ("BCBSIL") due to my employment.

M.N. received that health coverage for all times relevant to this litigation.

3. In 2022, on behalf of M.N., I sought coverage of gender affirming care in the form of top surgery (mastectomy and chest reconstruction surgery) for my son. My

1 pre-authorization request was denied by BCBSIL due to the exclusion of all coverage for
2 gender affirming surgical care in the health plan for CommonSpirit Health.

3 4. The sole basis for the denial was BCBSIL's administration of the exclusion
4 of gender affirming surgical care. BCBSIL did not deny coverage for the surgery based
5 upon medical necessity.

6 5. After consulting with M.N.'s treating medical and surgical team, we
7 proceeded with the surgery, even though coverage was denied by BCBSIL. I paid for
8 M.N.'s treatment and surgery out-of-pocket.

9 6. I did not submit M.N.'s claims for his gender affirming surgery to BCBSIL,
10 post-surgery, because it would have been futile to do so.

11 7. If the Court orders injunctive relief in this case, I plan on resubmitting
12 M.N.'s claims for his top surgery to obtain the coverage to which we are entitled, but for
13 the administration of the gender affirming care exclusion in the plan.

14 DATED this 23 day of February, 2023, at Des Moines, Washington.

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16 _____
17 J.  N.  RN