



May 19, 2003

Unisource Discovery
2250 Obispo Avenue, Suite 105
Signal Hill, CA 90755

Re: Request for patient's health information

Dear Sir/Madam:

Effective April 14, 2003, Albertsons is no longer permitted to release patient health information in response to an attorney-issued subpoena, discovery request, or similar process without receiving a written statement from the requesting party attesting that certain conditions have been satisfied. Your request for patient health information does not meet this new standard. To comply with this new legal requirement under the Health Insurance Portability and Accountability Act (HIPAA), please send us a written statement and any accompanying documentary evidence providing reasonable assurances that you have satisfied **one** of the following sets of conditions:

1. Notice. You have made reasonable efforts to notify the individual who is the subject of the health information that has been requested, and that such notice provided sufficient information for the individual to object to the disclosure in a court with jurisdiction over the proceeding and no such objection has been successfully made; or
2. Protective Order. You have made reasonable efforts to obtain or have obtained a protective order from a court with jurisdiction over the proceeding that prohibits the parties to the proceeding from using or disclosing the information received for any purpose other than for this proceeding and that requires the information to be destroyed at the end of the proceeding

Without receiving these assurances, Albertsons will be unable under federal law to accommodate your request

We appreciate your cooperation in complying with HIPAA. For additional information on this new HIPAA requirement, please refer to the Standards for Privacy of Individually Identifiable Health Information, 45 C.F.R. § 164.512(e) (2002).

Sincerely,

Deanne Stonchus, Manager
Pharmacy Professional Services Department

Cc: Bruce Gordon, Director, Litigation and Pharmacy Law
Albertsons Legal Department



By mail or facsimile to: (847) 916-4775

Date: _____

Deanne Stonchus
Pharmacy Professional Services Dept.
3030 Cullerton Drive
Franklin Park, IL 60131

Re: _____
[Patient Name/Case or File Reference]

Dear Mr. Stonchus:

This letter is provided for the purpose of satisfying the HIPAA requirements found at 45 C.F.R. 164.152(d)(1)(ii) and will serve as our written statement that:

- (A) A good faith attempt was made to provide the individual for whom records are requested with notice of the request;
- (B) The notice included sufficient information about the litigation or proceeding for which the information is requested to permit the individual to raise objections; and
- (C) At least one statutory or other time period prescribed by law for the individual to object has elapsed or, if no state statutory or other objection period is required, the individual was allowed a reasonable time period in which to object, and:
 - (1) As of the date of this letter, to my knowledge either no objections have been raised or filled, or
 - (2) All objections have been resolved, and the request for the information is consistent with the resolution to the objections.

We have also provided the available documentation of the statements made above. This statement does not relieve Albertsons of any legal obligation in responding to the request or subpoena

Sincerely,

Name of Requesting Entity

By: _____

Telephone No.: _____