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1	KAMALA D. HARRIS Attorney General of California					
2	Frances T. Grunder					
3	Senior Assistant Attorney General MICHELE VAN GELDEREN					
4	Supervising Deputy Attorney General MICHAEL E. ELISOFON (State Bar 240707)					
5	Deputy Attorney General 300 South Spring Street, Suite 1702					
6	Los Angeles, CA 90013					
7						
8	Attorneys for Plaintiff The People of the State of California	3				
9	THE FEOPLE OF THE STATE OF CALIFORNIA					
1.0	SUPERIOR COURT OF TH	E STATE OF CALIFORNIA				
11	SUPERIOR COURT OF THE STATE OF CALIFORNIA					
12	COUNTY OF LOS ANGELES					
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14	THE PEOPLE OF THE STATE OF CALIFORNIA,	Case No.				
15	Plaintiff,	STIPULATION FOR ENTRY OF FINAL JUDGMENT AND PERMANENT INJUNCTION				
16	v.					
17 18	BLUE CROSS OF CALIFORNIA, a California corporation doing business as ANTHEM BLUE CROSS,					
19	Defendant.					
20	Defendant.					
21	Plaintiff the People of the State of Calife	ornia, annearing through its attorney Kamala D				
22	Plaintiff, the People of the State of California, appearing through its attorney, Kamala D.					
23	Harris, Attorney General of the State of California, by Deputy Attorney General Michael E.					
24	Elisofon, and defendant Blue Cross of California doing business as Anthem Blue Cross					
25	("Anthem"), appearing through its attorney Brian F. Rowe, stipulate as follows:					
26	1. This Court has jurisdiction of the subject matter hereof and the parties to this					
27	Stipulation for Entry of Final Judgment and Permanent Injunction ("Stipulation").					

- 3. Plaintiff and Anthem (collectively, "the Parties") hereby waive their right to move for a new trial or otherwise seek to set aside the Judgment through any collateral attack, and further waive their right to appeal from the Judgment, except that Plaintiff and Anthem each agree that this Court shall retain jurisdiction for the purposes specified in paragraph F of the Judgment, as well as for the enforcement of compliance with or punishment of violations of the Judgment.
- 4. The Parties have stipulated and consented to the entry of the Judgment without the taking of proof and without trial or adjudication of any fact or law herein, without the Judgment constituting evidence of or an admission by Anthem regarding any issue of law or fact alleged in the Complaint on file herein, and without Anthem admitting any liability regarding allegations of violations that occurred prior to the entry of the Judgment.
- 5. Anthem will accept service of any Notice of Entry of Judgment entered in this action by delivery of such notice to its counsel of record, and agrees that service of the Notice of Entry of Judgment will be deemed personal service upon it for all purposes.
- 6. The individuals signing below represent that they have been authorized by the parties they represent to sign this Stipulation.

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1	Dated: September 27, 2012 Respectfully Submitted,
2	KAMALA D. HARRIS Attorney General of California
3 4	FRANCES T. GRUNDER Senior Assistant Attorney General MICHELE VAN GELDEREN
5	Supervising Deputy Attorney General
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7	les S.C.
8	MICHAEL E. ELISOFON Deputy Attorney General
9	Deputy Attorney General Attorneys for Plaintiff THE PEOPLE OF THE STATE OF CALIFORNIA
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27	(Additional signatures on next page)
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1	Dated: September 21, 2012	FOR DEFENDANT ANT	THEM BLUE CROSS
2		16 1	lee
3		BRIAN F. ROWE	I Councel
4		Sr. Associate Genera Attorneys for Defenda ANTHEM BLUE CROSS	nt
5		ANTHEM BLUE CROSS	
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8 SUPERIOR COURT OF THE STATE OF CALIFORNIA **COUNTY OF LOS ANGELES** 10

THE PEOPLE OF THE STATE OF CALIFORNIA,

Plaintiff,

BLUE CROSS OF CALIFORNIA, a California corporation doing business as ANTHEM BLUE CROSS,

Defendant.

Case No.

FINAL JUDGMENT AND PERMANENT

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Plaintiff, the People of the State of California, appearing through its attorney, Kamala D. Harris, Attorney General of the State of California, by Deputy Attorney General Michael E. Elisofon, and defendant Blue Cross of California doing business as Anthem Blue Cross ("Anthem"), appearing through its attorney Brian F. Rowe, having stipulated and consented to the entry of this Final Judgment and Permanent Injunction ("Judgment") without the taking of proof and without trial or adjudication of any fact or law herein, without this Judgment constituting evidence of or an admission by Anthem regarding any issue of law or fact alleged in the

Complaint on file, and without Anthem admitting any liability regarding allegations of violations that occurred prior to entry of this Judgment, and the Court having considered the matter and good cause appearing:

IT IS HEREBY ORDERED THAT:

- A. This Court has jurisdiction of the subject matter hereof and the parties hereto.
- B. Venue is proper in this Court.
- C. The injunctive provisions of this Judgment shall apply to defendant Anthem, as well as its subsidiaries; its successors and the assigns of all or substantially all of the assets of its businesses; and its directors, officers, employees, agents, independent contractors, partners, associates and representatives of each of them.
- D. Under California Business and Professions Code section 17203, Anthem shall be and hereby is permanently enjoined and restrained from directly or indirectly doing any of the following acts or practices:
- (1) Failing to comply with California Civil Code section 1798.85, subdivision (a)(1) by publicly posting or publicly displaying in any manner any individual's Social Security number.
- (2) Failing to comply with California Civil Code section 1798.85, subdivision (a)(5) by printing any individual's Social Security number on any materials that are mailed to the individual, unless state or federal law requires the Social Security number to be on the document to be mailed.
 - (3) Failing to implement, no later than ninety (90) days from entry of this Judgment:
- (a) A written policy that specifically and adequately prevents unauthorized disclosure of Anthem's members' Social Security numbers.
- (b) A technical safeguard that alerts users of Anthem's data management system for prospect and member mailings whenever a request is made for a member's Social Security number.
- (c) The renaming of data fields in Anthem's data management system for prospect and member mailings to convey clearly when such data fields may include a member's Social Security number.

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- (d) The restricting of access privileges within Anthem's data management system for prospect and member mailings to prohibit non-management associates from accessing Anthem's members' Social Security numbers.
- (e) The requiring of approval from a member of Anthem's Senior Compliance
 Privacy team for prospect and current member data pulls related to Anthem's Senior business
 marketing mailings that involve confidential personal information other than name and address,
 including but not limited to members' Social Security numbers.
- (f) The development of a comprehensive training program regarding the safeguarding of confidential personal information of Anthem's members.
- E. Under Business and Professions Code section 17206, Anthem shall pay to the Plaintiff the sum of forty thousand dollars (\$40,000.00), to be placed by Plaintiff in the Unfair Competition Law Fund. Anthem shall also pay one hundred and ten thousand dollars (\$110,000.00) as attorney's fees and costs for the investigation and prosecution of this matter, to be placed by Plaintiff in a new Special Deposit Fund pursuant to Government Code section 16370 to allow the Office of the California Attorney General to more effectively investigate, prosecute, and educate the public regarding privacy issues. Payment shall be made by check payable to the "California Attorney General's Office" and shall be delivered to the California Attorney General's Office, 300 South Spring Street, Los Angeles, California 90013, attention Deputy Attorney General Michael E. Elisofon no later than fifteen (15) days after the date this Judgment is entered.
- F. Jurisdiction is retained by the Court for the purpose of enabling any party to the Judgment to apply to the Court at any time for such further orders and directions as may be necessary or appropriate for the construction or the carrying out of this Judgment, for the modification of any of the injunctive provisions hereof, for enforcement of compliance herewith, and for the punishment of violations hereof, if any.

-1	G. The clerk is ordered to enter this Judgment forthwith.			
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7	JUDGE OF THE SUPERIOR COURT			
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Final Judgment