



**EIGHTH DISTRICT BRANCH**  
**MEDICAL SOCIETY OF THE STATE OF NEW YORK**  
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**Term 2017- 2019**

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**Term: 2018 - 2021**

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Christine C. Ignaszak Nadolny  
*Executive Director*

Joseph V. McCarthy, Esq.  
*Legal Counsel*

August 16, 2018

VIA USMAIL AND EMAIL – [mlmicdemutualization@dfs.ny.gov](mailto:mlmicdemutualization@dfs.ny.gov)

NYS Department of Financial Services  
c/o Linda Krebs  
Property Bureau – MLMIC Demutualization  
One State Street  
New York, NY 10004

Ms. Krebs:

In my capacity as Executive Director of the Chautauqua, Erie and Orleans County Medical Societies as well as the 8<sup>th</sup> District Branch of the Medical Society of the State of New York, I represent over 1800 physicians and their allied mid-levels in providing health care to the residents of New York State.

In the past 24 years of my tenure with the above-named societies our endorsement of the Medical Liability Mutual Insurance Company (MLMIC) has been *the strongest, most mutually beneficial* of any organization. If contacted our members, both current and retired, would point out why MLMIC remains or remained their insurer, and would certainly stress the following:

1. The ability to discuss issues related to risk management for their practices. Whether there were questions pertaining the medical record release, communications between referring and consulting physicians, communicating with limited literacy patients or managing chronic pain patients, attorneys were always available.
2. Understanding that physicians face requirements pertaining to continued medical education, MLMIC provides programming which is consistent with the need to increase physician knowledge, skills, and professional performance when providing care.
3. MLMIC representatives have met individually with physicians and administration to provide a review and analysis of trends and potential exposure specific to the practice. Our members have learned that because of this added service benefit, they have minimized the risk of additional liability.
4. Over the years, MLMIC has maintained cost effectiveness in terms of policy cost for both physician and mid-level providers.

As MLMIC moves toward demutualization and purchase by Berkshire Hathaway, the new organization will only become stronger and better able to assure physicians that they will be represented without the fear of the insurer becoming insolvent. It is my understanding that current reserves which may be in excess of, \$6B, may in fact increase to tens of Billions – again assuring continuation of coverage by an admitted NYS carrier, who is committed to the physicians and their patients.

I believe that it is in the best interests of the policyholders and the public that the demutualization of MLMIC move forward in a expedited time period, and urge Superintendent Vullo to approve MLMIC's proposed plan of conversion as soon as possible.

I am willing to speak with anyone at the Division of Financial Services, should that be of interest to you and am always available at 716-316-0565.

Sincerely,

Christine Ignaszak Nadolny  
Executive Director