

Exhibit 3

NOTICE

**TO PERSONS WHO HAVE BEEN DENIED OR TERMINATED FROM RECEIVING
MEDICAID COVERED IN-HOME PERSONAL CARE SERVICES IN NORTH CAROLINA:**

PROPOSED SETTLEMENT OF PETTIGREW et al. v.BRAJER et al.

**United States District Court – Eastern District of North Carolina
Case No.: 5:11-CV-273**

Pettigrew et al. v. Brajer et al. (formerly *Pashby v. Vos*) is a federal lawsuit filed in May 2011. This case has been certified by the Court as a class action lawsuit on behalf of persons age twenty-one and older denied or terminated from in-home Medicaid personal care services in N.C. since May 2011.

In this lawsuit, the plaintiffs allege that the N.C. Medicaid agency decided their eligibility for personal care services in their homes under different criteria and procedures than those used for persons needing personal care services in adult care homes, in violation of federal Medicaid law and the Americans with Disabilities Act. The Defendant denies those allegations.

The lawyers representing the parties have reached a Settlement Agreement to settle the lawsuit. In reaching the Settlement Agreement, the Defendant is not admitting any wrongdoing, but is agreeing to modify the procedures for determining eligibility for personal care services under the N.C. Medicaid program. The Court plans to approve the Settlement Agreement unless a good reason is given not to do so. The Settlement Agreement includes detailed description of the steps that will be taken to, among other things:

- Assure that the eligibility criteria for personal care services are the same regardless of setting;
- Assure that in assessing the need for personal care services, the practices and procedures used by the Medicaid agency will be comparable;
- Assure that proper notice and the right to a hearing are provided when personal care services are denied, reduced, or terminated;
- Reassess or reinstate services to some class members whose personal care services were previously denied or terminated.

The members of the class who would be bound by the settlement include all current or future North Carolina Medicaid recipients age twenty-one or older who had coverage of in-home personal care services denied or terminated under N.C. Medicaid Clinical Coverage Policy 3E or who have or will have coverage of in-home personal care services denied or terminated under Clinical Coverage Policy 3L after assessment or investigation by the N.C. Medicaid agency.

RIGHT TO OBJECT: Any class member has the right to object to this proposed Settlement Agreement, however, a class member does not have the ability to exclude himself or herself from being bound by the settlement if it is approved.

You may review the proposed Settlement Agreement by visiting the Civil Clerk's office, US Courthouse, 310 New Bern Avenue, Raleigh, NC, 27601. The Settlement Agreement is also available at the following websites:

www.healthlaw.org/Pashbysettlement;
www.disabilityrightsncc.org/Pashbysettlement;
www.lssp.org/Pashbysettlement.

You may file written objections to the dismissal by mailing your reasons for objection to the Clerk of Court at the above address no later than _____, 2015. If you wish to file evidence to support your objections, you must file the evidence in writing by this date.

You also have the right to object to the Settlement Agreement in person at a hearing that will be held at ___ o'clock on _____, 2015. The hearing will take place in Courtroom _____, US Courthouse, 310 New Bern Avenue, Raleigh, NC, 27601.

To ask questions of plaintiffs' attorneys about the case or the procedure for objecting to the dismissal, call toll free 1-877-235-4210 or write to John Rittelmeyer or Raven DeMonia, Disability Rights N.C., 3724 National Dr. Suite 100, Raleigh, NC 27612.