

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

In re:

MODIVCARE INC., et al.,

Reorganized Debtors.

Chapter 11

Case No. 25-90309 (ARP)

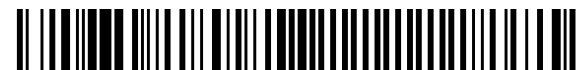
(Jointly Administered)

**DECLARATION OF ARMEN M. TASHJIAN IN SUPPORT OF RESPONSE
OF SHOOSHANIK CHARKHCHIAN TO REORGANIZED DEBTORS'
THIRD OMNIBUS OBJECTION TO CERTAIN CLAIMS
(LATE-FILED CLAIMS) AS TO CLAIM NO. 1914**

I, Armen M. Tashjian, hereby declare as follows:

1. I am an attorney duly admitted to practice law in the State of California (California State Bar No. 195622), the United States District Courts for the Central and Eastern Districts of California, and the United States Court of Appeals for the Ninth Circuit. An application for admission to the United States District Court for the Southern District of Texas is being submitted, and a motion for my admission pro hac vice in the above-captioned Chapter 11 Cases is being prepared contemporaneously herewith. I am the sole principal of the Law Offices of Armen M. Tashjian, counsel of record for claimant Shooshanik Charkhchian ("**Ms. Charkhchian**") in the above-captioned chapter 11 cases and the underlying state-court action styled *Charkhchian v. Blue Cross of California, et al.*, Los Angeles Superior Court Case No. BC663223 (the "**State Court Action**"). I submit this declaration in support of the *Response of Shooshanik Charkhchian to Reorganized Debtors' Third Omnibus Objection to Certain Claims (Late-Filed Claims) as to Claim No. 1914* (the "**Response**"), filed concurrently herewith.

2. Unless otherwise stated, the matters set forth in this declaration are based on my personal knowledge, my review of the files of my law office in connection with my representation



of Ms. Charkhchian, and my review of the pleadings and papers on file in the above-captioned chapter 11 cases and in the State Court Action. If called upon to testify, I could and would testify competently to the matters set forth herein.

3. Ms. Charkhchian is the mother and sole surviving parent of Maggie Arakelian, who died on November 13, 2015. Ms. Charkhchian, individually and as successor-in-interest, commenced the State Court Action against, *inter alia*, Blue Cross of California (dba Anthem Blue Cross) and LogistiCare Solutions, LLC (now ModivCare Solutions, LLC) in 2017. The State Court Action was set for trial on February 9, 2026, prior to the commencement of these chapter 11 cases.

4. On September 24, 2025 — seven (7) days before the General Bar Date of October 1, 2025, — my office prepared and mailed a Proof of Claim on behalf of Ms. Charkhchian (assigned Claim No. 1914, the "**Charkhchian Claim**") to the Reorganized Debtors' claims and noticing agent, Kurtzman Carson Consultants, LLC d/b/a Verita Global ("**Verita**"), at the designated address set forth in paragraph 6 of the *Order Establishing (A) Bar Dates and Related Procedures for Filing Proofs of Claim, (B) Approving the Form and Manner of Notice Thereof, and (C) Granting Related Relief* [Docket No. 66] (the "**Bar Date Order**"):

MODIVCARE CLAIMS PROCESSING CENTER
c/o KCC dba Verita Global
222 N. Pacific Coast Hwy., Suite 300
El Segundo, CA 90245

5. The Charkhchian Claim was mailed from my offices at 500 N. Brand Boulevard, Suite 920, Glendale, California 91203 (ZIP 91203), via United States first-class mail, with prepaid postage in the amount of \$2.72. The envelope bears a postage stamp reflecting the mailing date of "SEP 24 2025." A true and correct copy of the envelope, scanned before mailing and retained in my office's file, is attached hereto as **Exhibit A**.

6. The distance between my office in Glendale and Verita's El Segundo claims-processing facility is approximately twenty-five (25) miles. Based on my prior experience mailing documents between Glendale and El Segundo, and on the United States Postal Service's ordinary delivery standards for intra-Southern-California first-class mail (typically two to three business days), I believe that the envelope containing the Charkhchian Claim was physically received by Verita at its El Segundo facility on or about September 26 through September 29, 2025.

7. On September 24, 2025, my assistant also executed a written declaration of service certifying that the Charkhchian Claim had been served by United States first-class mail on Verita at the El Segundo address set forth above. A true and correct copy of the September 24, 2025, declaration of service is attached hereto as **Exhibit B**.

8. A true and correct copy of the Charkhchian Claim, as filed and assigned Claim No. 1914 by Verita, together with all attachments (including a copy of the operative Third Amended Complaint in the State Court Action and the scanned envelope referenced in paragraph 5 above), is attached hereto as **Exhibit C**.

9. At no time before, on, or after September 24, 2025 did the Reorganized Debtors, their counsel, Verita, or any person acting on their behalf, advise me or any member of my office that the Charkhchian Claim had not been received by Verita, was being rejected as untimely, or was otherwise deficient. I first learned of any assertion that the Charkhchian Claim was untimely upon receipt of the *Notice of Reorganized Debtors' Third Omnibus Claim Objection* in March 2026.

10. Before the Petition Date, and continuously since the Petition Date, the defense of the State Court Action on behalf of LogistiCare Solutions, LLC (now ModivCare Solutions, LLC) has been conducted by David A. Shimkin, Esq., and other attorneys of Cozen O'Connor LLP, as

insurance defense counsel appointed by Certain Underwriters at Lloyd's, London (through Beazley USA Services, Inc.) under the applicable primary professional-liability policy. As recently as October 21, 2025 — three weeks after the General Bar Date — Cozen O'Connor served *ModivCare Solutions, LLC's First Supplemental Responses to Plaintiff's Form Interrogatories, Set One* in the State Court Action. A true and correct copy of the signature page of that supplemental response, reflecting service on October 21, 2025, is attached hereto as **Exhibit D**.

11. The Reorganized Debtors themselves scheduled Ms. Charkhchian as a known litigation creditor at Line 3.75 of Schedule E/F, Part 2 of ModivCare Inc.'s Schedules of Assets and Liabilities [Docket No. 277], filed on September 17, 2025. The Schedules identify Ms. Charkhchian, my law firm, and the firm's correct mailing address as the notice address for her claim. A true and correct copy of the relevant excerpt of Schedule E/F, Part 2, including Line 3.75, is attached hereto as **Exhibit E**.

12. Ms. Charkhchian does not seek any distribution from the Reorganized Debtors' estates on account of the Charkhchian Claim. Her intention, as stated on the face of the Charkhchian Claim and as confirmed herein, is to seek relief from the automatic stay and/or modification of the Plan injunction to liquidate the Charkhchian Claim in the State Court Action and to recover any judgment or settlement exclusively from the Reorganized Debtors' applicable liability-insurance proceeds.

13. Based on discovery responses served by ModivCare Solutions, LLC in the State Court Action, I understand that the Reorganized Debtors' applicable liability insurance consists of at least three tiers aggregating not less than \$26 million in coverage: (a) a \$1 million primary professional-liability policy issued by Certain Underwriters at Lloyd's, London (through Beazley USA Services) — which I am informed is eroded by defense costs. My estimation of presently

retained policy is approximately \$100,000 to \$200,000 in remaining limits; (b) a \$15 million first-excess Healthcare Facilities Concurrent Excess Liability Policy issued by Chubb / Illinois Union Insurance Company; and (c) a \$10 million second-excess Excess Liability Policy issued by Liberty Mutual / Ohio Casualty Insurance Company. None of the three carriers has asserted a reservation of rights with respect to the Charkhchian Claim.

14. Ms. Charkhchian's intention to pursue recovery exclusively against available insurance coverage is consistent with, and aligns directly with, the mechanism established by Section 8.6(d) of the confirmed *Second Amended Joint Chapter 11 Plan of Reorganization of ModivCare Inc. and its Debtor Affiliates* [Docket No. 1055, Ex. A] (the "**Plan**"), which provides that recovery on Insured Claims in excess of any applicable Self-Insured Retention "shall be recovered solely from the Debtors' insurance coverage . . . and only to the extent of available insurance coverage and any proceeds thereof," and that "Nothing in this Plan shall be construed to limit, extinguish, or diminish the insurance coverage that may exist." Plan § 8.6(d).

15. I have communicated with David A. Shimkin, Esq. of Cozen O'Connor LLP, ModivCare Solutions, LLC's insurance defense counsel in the State Court Action, regarding Ms. Charkhchian's intention to pursue resolution of Claim No. 1914 through liquidation against available insurance coverage, with a full waiver of any deficiency against the Reorganized Debtors' estates. Mr. Shimkin has indicated that the Reorganized Debtors' bankruptcy counsel at Latham & Watkins LLP has made available a form stipulation providing limited relief from the Plan Injunction to permit tort claimants to proceed against available insurance coverage, consistent with Plan § 8.6(d). On behalf of Ms. Charkhchian, I am prepared to work cooperatively with the Reorganized Debtors, their counsel, and the applicable insurers in a Plan-authorized resolution of Claim No. 1914.

Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed on April 23, 2026, at Glendale, California.

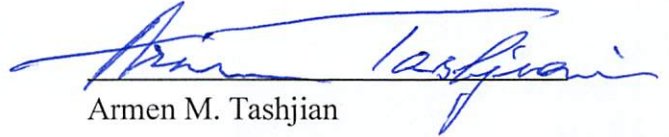

Armen M. Tashjian

EXHIBIT A

Envelope containing Proof of Claim No. 1914
bearing USPS postage meter stamp dated September 24, 2025

LAW OFFICES OF
ARMEN M. TASHJIAN
ATTORNEYS AT LAW
500 N. BRAND BLVD., SUITE 920
GLENDALE, CA 91203



**MODIVCARE CLAIMS PROCESSING
CENTER**
c/o KCC dba Verita Global
222 N. Pacific Coast Hwy., Suite 300
El Segundo, CA 90245

EXHIBIT B

Declaration of Service
executed September 24, 2025

PROOF OF SERVICE

I am employed in the County of Los Angeles, State of California. I am over the age of 18 and not a party to this action; my business address is 500 N. Brand Blvd, Suite 920, Glendale, California, 91203.

On September 24, 2025, I served the foregoing document described as **PROOF OF CLAIM** on the interested parties in this action as follows:

MODIVCARE CLAIMS PROCESSING CENTER
c/o KCC dba Verita Global
222 N. Pacific Coast Hwy., Suite 300
El Segundo, CA 90245

(x) **[BY MAIL]** I am “readily familiar” with the firm's practice of collecting and processing correspondence for mailing. Under that practice, it would be deposited with the U.S. Postal Service on the same day, with postage fully prepaid, in Glendale, California, in the ordinary course of business.

() **[BY ELECTRONIC MAIL – Pursuant to FRCP 5(b)(2)(E)] – and/or – Party agreement,** the attached documents are being served via electronic service *only*.

() **[BY PERSONAL DELIVERY]** I caused such an envelope to be delivered by hand to a representative of the addressee.

() **[BY OVERNIGHT DELIVERY]** I caused an envelope to be hand-delivered to a pickup location of (i.e. UPS, FedEx, etc.) at (Location) _____, in (City), California; whereupon said envelope is to be delivered by hand to a representative of the addressee on the next business day.

I declare under penalty of perjury, under the laws of the State of California, that the foregoing is true and correct. Executed on September 24, 2025, in Glendale, California.

Pirouza Pashalyan

Pirouza Pashalyan

EXHIBIT C

Proof of Claim No. 1914
as filed with the Claims and Noticing Agent
(Official Form 410, Attachment, and State Court Complaint)

Your claim can be filed electronically on Verita's website at <https://www.veritaqglobal.neUModivCare>
 ID: 26813037 PIN: F9VaFgzj

United States Bankruptcy Court for the Southern District of Texas

Indicate Debtor against which you assert a claim by checking the appropriate box below (Check only one Debtor per claim form.)

<input type="checkbox"/> A & B Homecare Solutions, LLC (Case No 25-90310)	<input type="checkbox"/> Auditory Response Systems, Inc (Case No. 25-90329)	<input type="checkbox"/> Higi SH LLC (Case No 25-90355)
<input type="checkbox"/> AE. Medical Alert, Inc (Case No 25-90308)	<input type="checkbox"/> Bameys Medical AJert-ERS, Inc (Case No 25-90330)	<input type="checkbox"/> Independence Healthcare Corporation (Case No 25-90356)
<input type="checkbox"/> ABC Homecare LLC (Case No 25-90311)	<input type="checkbox"/> California MedTrans Network IPA LLC (Case No. 25-90331)	<input type="checkbox"/> Metropolitan Medical Transportation IPA LLC (Case No. 25-90357)
<input type="checkbox"/> All Metro Aids Inc. (Case No 25-90312)	<input type="checkbox"/> California MedTrans Network MSO LLC (Case No. 25-90332)	<input type="checkbox"/> MLA Sales, LLC (Case No. 25-90358)
<input type="checkbox"/> All Metro Associate Payroll Services Corporation (Case No. 25-90313)	<input type="checkbox"/> Care Finders Total Care LLC (Case No. 25-90333)	<input checked="" type="checkbox"/> ModivCare Inc. (Case No. 25-90309)
<input type="checkbox"/> All Metro CGA Payroll Services Corporation (Case No 25-90314)	<input type="checkbox"/> CareGivers Alliance, LLC (Case No. 25-90334)	<input type="checkbox"/> ModivCare Solutions, LLC (Case No 25-90359)
<input type="checkbox"/> All Metro CGA Payroll Services Corporation (Case No 25-90314)	<input type="checkbox"/> CareGivers America Home Health Services LLC (Case No 25-90335)	<input type="checkbox"/> Multicultural Home Care Inc. (Case No 25-90360)
<input type="checkbox"/> All Metro Field Service Workers Payroll Services Corporation (Case No 25-90315)	<input type="checkbox"/> CareGivers America Medical Staffing, LLC (Case No 25-90336)	<input type="checkbox"/> National MedTrans, LLC (Case No 25-90361)
<input type="checkbox"/> All Metro Health Care Services, Inc (Case No 25-90316)	<input type="checkbox"/> CareGivers America Medical Supply, LLC (Case No 25-90337)	<input type="checkbox"/> New England Emergency Response Systems, Inc (Case No. 25-90363)
<input type="checkbox"/> All Metro Home Care Services of Florida, Inc. (Case No 25-90317)	<input type="checkbox"/> CareGivers America Registry, LLC (Case No 25-90338)	<input type="checkbox"/> OEP AM, Inc. (Case No. 25-90365)
<input type="checkbox"/> All Metro Home Care Services of New Jersey, Inc (Case No 25-90318)	<input type="checkbox"/> Caregivers America, LLC (Case No 25-90339)	<input type="checkbox"/> Panhandle Support Services, Inc (Case No 25-90366)
<input type="checkbox"/> All Metro Home Care Services of New York, Inc. (Case No 25-90319)	<input type="checkbox"/> Caregivers On Call, Inc (Case No 25-90340)	<input type="checkbox"/> Personal In-Home Services, Inc (Case No 25-90368)
<input type="checkbox"/> All Metro Home Care Services, Inc (Case No 25-90320)	<input type="checkbox"/> CGA Holdco, Inc (Case No 25-90341)	<input type="checkbox"/> Philadelphia Home Care Agency, Inc (Case No 25-90371)
<input type="checkbox"/> All Metro Management and Payroll Services Corporation (Case No. 25-90321)	<input type="checkbox"/> CGA Staffing Services, LLC (Case No 25-90342)	<input type="checkbox"/> Provalo Technologies, LLC (Case No 25-90362)
<input type="checkbox"/> All Metro Payroll Services Corporation (Case No 25-90322)	<input type="checkbox"/> Circulation, Inc. (Case No 25-90343)	<input type="checkbox"/> Red Top Transportation, Inc. (Case No 25-90364)
<input type="checkbox"/> AM Holdco, Inc (Case No 25-90323)	<input type="checkbox"/> Florida MedTrans Network LLC (Case No. 25-90344)	<input type="checkbox"/> Ride Plus, LLC (Case No. 25-90367)
<input type="checkbox"/> AM Intermediate Holdco, Inc (Case No 25-90324)	<input type="checkbox"/> Florida MedTrans Network MSO LLC (Case No. 25-90345)	<input type="checkbox"/> Safe Living Technologies, LLC (Case No. 25-90369)
<input type="checkbox"/> Arsens Home Care, Inc (Case No 25-90325)	<input type="checkbox"/> Florida MedTrans Network MSO LLC (Case No. 25-90345)	<input type="checkbox"/> Secura Home Health Holdings, Inc. (Case No 25-90370)
<input type="checkbox"/> ARU Hospice Inc (Case No 25-90326)	<input type="checkbox"/> Guardian Medical Monitoring, LLC (Case No 25-90346)	<input type="checkbox"/> Secura Home Health, LLC (Case No 25-90372)
<input type="checkbox"/> Associated Home Services, Inc (Case No. 25-90327)	<input type="checkbox"/> Health Trans, Inc. (Case No. 25-90347)	<input type="checkbox"/> Socrates Health Holdings, LLC (Case No 25-90373)
<input type="checkbox"/> At-Home Quality Care, LLC (Case No 25-90328)	<input type="checkbox"/> Healthcom Holdings LLC (Case No. 25-90348)	<input type="checkbox"/> TriMed, LLC (Case No 25-90374)
	<input type="checkbox"/> Healthcom, Inc (Case No. 25-90349)	<input type="checkbox"/> Union Home Care LLC (Case No 25-90375)
	<input type="checkbox"/> Helping Hand Home Health Care Agency Inc (Case No 25-90350)	<input type="checkbox"/> Valued Relationships, Inc (Case No 25-90376)
	<input type="checkbox"/> Helping Hand Hospice, Inc (Case No. 25-90351)	<input type="checkbox"/> Victory Health Holdings, LLC (Case No 25-90377)
	<input type="checkbox"/> Higi Care Holdings, LLC (Case No. 25-90352)	<input type="checkbox"/> VRI Intermediate Holdings, LLC (Case No 25-90378)
	<input type="checkbox"/> Higi Care, LLC (Case No. 25-90353)	
	<input type="checkbox"/> Higi SH Holdings Inc (Case No. 25-90354)	

**Modified Official Form 410
 Proof of Claim**

04/25

Read the instructions before filling out this form. This form is for making a claim for payment in a bankruptcy case. Other than a claim under 11 U.S.C. § 503(b)(9), this form should not be used to make a claim for an administrative expense arising after the commencement of the case.

Filers must leave out or redact information that is entitled to privacy on this form or on any attached documents. Attach redacted copies or any documents that support the claim, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, judgments, mortgages, and security agreements. Do not send original documents; they may be destroyed after scanning. If the documents are not available, explain in an attachment.

A person who files a fraudulent claim could be fined up to \$500,000, imprisoned for up to 5 years, or both. 18 U.S.C. §§ 152, 157, and 3571.

Fill in all the information about the claim as of the date the case was filed.



Part 1: Identify the Claim NameID: 16188579

1. Who is the current creditor? Shooshanik Charkhchian
Name of the current creditor (the person or entity to be paid for this claim)
 Other names the creditor used with the debtor _____

2. Has this claim been acquired from someone else? No
 Yes. From whom? _____

3. Where should notices and payments to the creditor be sent? **Where should notices to the creditor be sent?**
 Shooshanik Charkhchian
 Law Offices of Armen M. Tashjian
 Armen Tashjian and Stephen Bucklin
 500 N. Brand Boulevard, Suite 920
 Glendale, CA 91203
Federal Rule of Bankruptcy Procedure (FRBP) 2002(g)

Where should payments to the creditor be sent? (if different)
 Name _____
 Number Street _____
 City State ZIP Code _____
 Address _____
 Country _____
 Contact phone 323-782-0099
 Contact email armen@armenlaw.com
 Uniform claim identifier (if you use one): _____

4. Does this claim amend one already filed? No
 Yes. Claim number on court claims registry (if known) _____ Filed on ____/____/____

5. Do you know if anyone else has filed a proof of claim for this claim? No
 Yes. Who made the earlier filing? _____

Part 2: Give Information About the Claim as of the Date the Case Was Filed

6. Do you have any number you use to identify the debtor? No
 Yes. Last 4 digits of the debtor's account or any number you use to identify the debtor: _____

7. How much is the claim? \$ 5,000,000
 Does this amount include interest or other charges?
 No
 Yes. Attach statement itemizing interest, fees, expenses, or other charges required by Bankruptcy Rule 3001(c)(2)(A).

8. What is the basis of the claim?
 Examples: Goods sold, money loaned, lease, services performed, personal injury or wrongful death, or credit card.
 Attach redacted copies of any documents supporting the claim required by Bankruptcy Rule 3001(c).
 Limit disclosing information that is entitled to privacy, such as health care information.
Wrongful death lawsuit

9. Is all or part of the claim secured? No
 Yes. The claim is secured by a lien on property.
 Nature of property: _____



Real estate: If the claim is secured by the debtor's principal residence, file a *Mortgage Proof of Claim Attachment* (Official Form 410-A) with this *Proof of Claim*.

Motor vehicle

Other. Describe: _____

Basis for perfection: _____

Attach redacted copies of documents, if any, that show evidence of perfection of a security interest (for example, a mortgage, lien, certificate of title, financing statement, or other document that shows the lien has been filed or recorded.)

Value of property: \$ _____

Amount of the claim that is secured: \$ _____

Amount of the claim that is unsecured: \$ _____ (The sum of the secured and unsecured amount should match the amount in line 7.)

Amount necessary to cure any default as of the date of the petition: \$ _____

Annual Interest Rate (when case was filed) _____ %

Fixed

Variable

10. Is this claim based on a lease? No

Yes. Amount necessary to cure any default as of the date of the petition. \$ _____

11. Is this claim subject to a right of setoff? No

Yes. Identify the property: _____

12. Is all or part of the claim entitled to priority under 11 U.S.C. § 507(a)? No

Yes. Check all that apply:

	Amount entitled to priority
<input type="checkbox"/> Domestic support obligations (including alimony and child support) under 11 U.S.C. § 507(a)(1)(A) or (a)(1)(B).	\$ _____
<input type="checkbox"/> Up to \$3,800* of deposits toward purchase, lease, or rental of property or services for personal, family, or household use. 11 U.S.C. § 507(a)(7).	\$ _____
<input type="checkbox"/> Wages, salaries, or commissions (up to \$17,150*) earned within 180 days before the bankruptcy petition is filed or the debtor's business ends, whichever is earlier. 11 U.S.C. § 507(a)(4).	\$ _____
<input type="checkbox"/> Taxes or penalties owed to governmental units. 11 U.S.C. § 507(a)(8).	\$ _____
<input type="checkbox"/> Contributions to an employee benefit plan. 11 U.S.C. § 507(a)(5).	\$ _____
<input type="checkbox"/> Other Specify subsection of 11 U.S.C. § 507(a)(____) that applies.	\$ _____

* Amounts are subject to adjustment on 4/01/26 and every 3 years after that for cases begun on or after the date of adjustment

13. Is all or part of the claim entitled to administrative priority pursuant to 11 U.S.C. § 503(b)(9)? No

Yes. Indicate the amount of your claim arising from the value of any goods received by the debtor within 20 days before the date of commencement of the above case, in which the goods have been sold to the Debtor in the ordinary course of such Debtor's business. Attach documentation supporting such claim

\$ _____



Part 3: Sign Below

The person completing this proof of claim must sign and date it. FRBP 9011(b).

If you file this claim electronically, FRBP 5005(a)(3) authorizes courts to establish local rules specifying what a signature is.

A person who files a fraudulent claim could be fined up to \$500,000, imprisoned for up to 5 years, or both. 18 U.S.C. §§ 152, 157, and 3571.

Check the appropriate box:

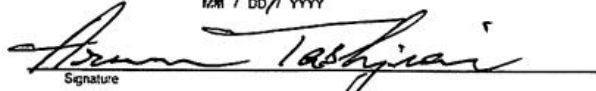
- I am the creditor.
- I am the creditor's attorney or authorized agent.
- I am the trustee, or the debtor, or their authorized agent. Bankruptcy Rule 3004.
- I am a guarantor, surety, endorser, or other codebtor. Bankruptcy Rule 3005.

I understand that an authorized signature on this *Proof of Claim* serves as an acknowledgement that when calculating the amount of the claim, the creditor gave the debtor credit for any payments received toward the debt.

I have examined the information in this *Proof of Claim* and have reasonable belief that the information is true and correct.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on date 09/24/2025
MM / DD / YYYY


Signature

Print the name of the person who is completing and signing this claim:

Name ARMEN M. TASHJIAN
First name Middle name Last name

Title Attorney At Law

Company Law Offices of Armen M. Tashjian
Identify the corporate servicer as the company if the authorized agent is a servicer.

Address 500 N. Brand Bl. Ste 920
Number Street
Glendale, CA 91203
City State ZIP Code Country

Contact phone 323-782-0099 Email armca@armenlaw.com



In re ModivCare, Inc. et al.

Case No. 25-90309 (ARP)

Shooshanik Charkhchian – Proof of Claim

Attachment to Proof of Claim of Shooshanik Charkhchian

Shooshanik Charkhchian hereby files this attachment in support of proof of her claim against ModivCare, Inc., formerly known as LogistiCare Solutions, LLC.

Ms. Charkhchian's claim against the debtor, ModivCare, Inc. (the "Debtor"), arises from her wrongful death lawsuit against the debtor, related to her daughter, Maggie Arakelian's demise. The basis of Ms. Charkhchian's claim has been asserted in the Complaint, titled *Charkhchian v. Blue Cross of California, et al.*, pending in the Los Angeles Superior Court, Case No. BC663223. A copy of the Complaint is attached hereto as Exhibit "A" and is incorporated hereto by this reference.

Ms. Charkhchian intends to seek relief from the automatic stay to proceed against the Debtor's insurance policies. The filing of this Proof of Claim shall not be deemed a waiver in any manner of the relief that may be sought, and is without prejudice to any future request for relief from the automatic stay.

Ms. Charkhchian estimates her claim to be an amount no less than \$5,000,000, plus prejudgment interest that continues to accrue for damages suffered as a result of the Debtor's actions. The trial is currently scheduled to begin in the Los Angeles Superior Court on February 9, 2026.

RESERVATION OF RIGHTS

Ms. Charkhchian files this Proof of Claim with a full reservation of rights with respect to her claims, and expressly preserves the right to challenge the dischargeability of the claims set forth herein, pursuant to applicable bankruptcy law. The assertion of the claims set forth herein is not intended as, and should not be deemed or construed as, a waiver or release of any position asserted by Ms. Charkhchian in her civil lawsuit. Moreover, the assertion of the claims outlined in this proof of claim should not be construed as Ms. Charkhchian's consent to, or concession or admission of, any fact or legal conclusion in connection with the aforementioned civil lawsuit.

Ms. Charkhchian files this Proof of Claim with a full reservation of her rights, including, without limitation, to amend, revise, clarify or supplement this Proof of Claim at any time, in any manner, and for any reason, including but not limited to fixing or liquidating any claims stated herein, specifying claims for obligations of the Debtor that are not expressly described herein, asserting any additional claims, or pursuing claims based on additional legal theories.

Ms. Charkhchian reserves all of her procedural and substantive defenses and rights, including her right to a jury trial, with respect to any claim that may be asserted against her by the

Debtor, its affiliates, any trustee for the Debtor's estate, any other party in interest in the above-captioned chapter 11 case, or any other person or entity whatsoever.

This Proof of Claim is filed without prejudice to, and reserves the right to, recover any fees (including reasonable attorneys' fees), expenses, and costs to which Ms. Charkhchian is or may be entitled in her Civil Case and pursuant to applicable law.

Ms. Charkhchian reserves all of her rights of setoff, recoupment, counterclaim, or similar rights or remedies, or to assert a constructive trust against assets or cash held by the Debtor, or any other right, cause of action, or claim, whether existing now or hereinafter arising, that she has or may have against the Debtor or its affiliates. In executing and filing this Proof of Claim, Ms. Charkhchian is not waiving in any manner or under any circumstances any defense, setoff, offset, recoupment, counterclaim, or similar right or remedy that she may now have or at any time have against the Debtor or any affiliate, or with respect to any legal or equitable proceeding now existing or hereafter commenced.

The execution and filing of this Proof of Claim is not (i) a waiver or release of any of Ms. Charkhchian's rights against any entity or person liable for all or any part of the claim, including the Debtor, (ii) a consent by Ms. Charkhchian to the jurisdiction of this Court with respect to any proceeding commenced in this chapter 11 case against or otherwise involving Ms. Charkhchian, (iii) a waiver of Ms. Charkhchian's right to have any and all final orders in any and all non-core matters entered after *de novo* review by a United States District Court judge, or her respective right to a trial by jury in any proceeding as to any and all matters so triable, whether designated legal or private rights, or in any case or controversy or proceeding related thereto, notwithstanding the designation of such matters as "core proceedings" pursuant to Section 157(b) of the Bankruptcy Code or otherwise, and whether such jury trial is pursuant to statute or to the United States Constitution; (iv) a waiver of the right to withdraw the reference with respect to the subject matter of the claim, any objection or other proceeding commenced with respect thereto, or any other proceeding commenced in this case against or otherwise involving Ms. Charkhchian, (v) an election of remedy that waives or otherwise affects any other remedy, (vi) a waiver or release of any of Ms. Charkhchian's rights and remedies under applicable law, (vii) a waiver of any right of action that Ms. Charkhchian has or may have against the Debtor or any other person or entity, and/or (viii) a waiver or release of any of Ms. Charkhchian's rights against any third party.

All notices and communications concerning this Proof of Claim should be sent to Armen Tashjian, Esq., c/o Law Offices of Armen M. Tashjian, 500 N. Brand Blvd., Suite 920, Glendale, CA 91203. Tel. (323) 782-0099, Fax: (323) 782-0044, Email: armen@armenlaw.com.

EXHIBIT “A”

NAME, ADDRESS, AND TELEPHONE NUMBER OF ATTORNEY OR PARTY WITHOUT ATTORNEY:		STATE BAR NUMBER 195622	<i>Reserved for Clerk's File Stamp</i> FILED Superior Court of California County of Los Angeles 09/30/2020 Sherril R. Carter, Executive Officer / Clerk of Court By: <u> M. Carino </u> Deputy
Armen M. Tashjian, Esq. State Bar No. 195622 Law Offices of Armen M. Tashjian 500 N. Brand Boulevard, Suite 920 Glendale, CA 91203 (323)782-0099			
ATTORNEY FOR (Name): Shooshanik Charkhchian, Plaintiff			
SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES			
COURTHOUSE ADDRESS: 111 N. Hill Street Los Angeles, CA 90012-3117			
PLAINTIFF: Shooshanik Charkhchian			
DEFENDANT: Blue Cross of California, a California corporation, dba Anthem Blue Cross; et al.			
AMENDMENT TO COMPLAINT (Fictitious / Incorrect Name)		CASE NUMBER: BC663223	

FICTITIOUS NAME (No order required)

Upon the filing of the complaint, the plaintiff, being ignorant of the true name of the defendant and having designated the defendant in the complaint by the fictitious name of:

FICTITIOUS NAME

and having discovered the true name of the defendant to be:

TRUE NAME

amends the complaint by substituting the true name for the fictitious name wherever it appears in the complaint.

DATE	TYPE OR PRINT NAME	SIGNATURE OF ATTORNEY

INCORRECT NAME (Order required)

The plaintiff, having designated a defendant in the complaint by the incorrect name of:

INCORRECT NAME
Doe-1

and having discovered the true name of the defendant to be:

TRUE NAME
LogistiCare Solutions, LLC [Previously dismissed, is added back via stipulation]

amends the complaint by substituting the true name for the incorrect name wherever it appears in the complaint.

DATE	TYPE OR PRINT NAME	SIGNATURE OF ATTORNEY
09/29/2020	Armen M. Tashjian, Esq.	Armen Tashjian

Electronically received by TXSB on 09/30/2020 06:49 PM

ORDER

THE COURT ORDERS the amendment approved and filed.

09/30/2020

Dated



Rafael A. Ongkeko

Judicial Officer
Rafael A. Ongkeko / Judge

LACIV 105 (Rev. 01/07)
LASC Approved 03-04

**AMENDMENT TO COMPLAINT
(Fictitious / Incorrect Name)**

Code Civ. Proc., §§ 471.5,
472, 473, 474
LA-15

LAW OFFICES OF ARMEN M. TASHJIAN
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1 **Armen Tashjian, Esq.**, State Bar No. 195622
2 Armen@ArmenLaw.com
3 **LAW OFFICES OF ARMEN M. TASHJIAN**
4 500 N. Brand Boulevard, Suite 920
5 Glendale, CA 91203
6 Tel: 323-782-0099 | Fax: 323-782-0044

**CONFORMED COPY
ORIGINAL FILED**
Superior Court of California
County of Los Angeles

APR 13 2018

7 Attorney for Plaintiff, SHOOSHANIK CHARKHCHIAN

By: *M. Soto*, Deputy
Sherri R. Carter, Executive Officer/Clerk
Moses Soto

8
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10
11 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
12 **COUNTY OF LOS ANGELES – CENTRAL JUDICIAL DISTRICT**
13

14 **SHOOSHANIK CHARKHCHIAN,**

15
16 **Plaintiff,**

17 **vs.**

18
19 **BLUE CROSS OF CALIFORNIA, a**
20 **California corporation, dba ANTHEM**
21 **BLUE CROSS; and DOES 1 to 100,**
22 **Inclusive,**

23 **Defendants.**
24

Case Number: BC663223
[Assigned To Hon. Richard Rico]

**THIRD AMENDED COMPLAINT
FOR DAMAGES FOR:**

- 1. **Wrongful Death**
- 2. **Negligence**

Trial By Jury Demanded

25
26 Comes now plaintiff Shooshanik Charkhchian, ("plaintiff"), and for causes of
27 action against defendants Blue Cross of California, a California corporation, dba Anthem
28 Blue Cross ("Blue Cross") and Does 1 to 100, inclusive, alleges as follows:

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COMMON ALLEGATIONS

1. Plaintiff was at all times relevant herein a resident of the County of Los Angeles, State of California. Plaintiff at all relevant times, was the mother of decedent Maggie Arackelian (“Maggie”), who was killed through the actions and inactions of defendants in failure to provide the requisite transportation to and from Maggie’s hemodialysis treatment. Plaintiff, as the sole surviving parent of Maggie, is her successor-in-interest pursuant to Code of Civil Procedure section 377.22. Plaintiff has fully complied with the provisions of Code of Civil Procedure section 377.22. [See attached Declaration of Plaintiff Shooshanik Charkhchian, filed concurrently with this Third Amended Complaint].

2. Plaintiff is informed and believes and thereon alleges that Blue Cross and Does 1 to 10, as Maggie’s health care service plan, had a duty to provide non-emergency transportation to and from Maggie’s hemodialysis treatment. Blue Cross and Does 1 to 10 are business entities authorized to conduct business in this state.

3. Plaintiff is ignorant of the true names and capacities of defendants sued herein as Does 1 to 100, inclusive, and therefore sues said defendants by such fictitious names. Plaintiff will amend this complaint to allege their true names and capacities when ascertained. Plaintiff is informed and believes and thereon alleges that each of the fictitiously named defendants is negligently or intentionally responsible in some manner for the occurrences herein alleged, and that plaintiff’s injuries were proximately caused by the negligence or intentional misconduct of said defendants.

4. Plaintiff is informed and believes and based thereon alleges that at all times relevant herein defendants Blue Cross, ~~Logisticare~~, and Does 1 to 100, inclusive, authorized and ratified each other's actions as well as the conduct of their agents and employees. These defendants also had knowledge of, and conspired with one another to cover up the tortuous actions of their agents and employees as well as failed to take the proper action in the circumstances herein alleged.

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1 5. Plaintiff is informed and believes and based thereon alleges that at all times
2 relevant herein set forth, each of the defendants sued herein as Does 1 to 100, inclusive,
3 was the agent and employee of each of the other defendants, and was at all times acting
4 within the purpose and scope of said agency and employment.

5 6. Maggie had renal disease which required her to receive hemodialysis
6 treatment three times a week to stay alive. Defendants, and each of them, had a duty to
7 provide said transportation to and from Maggie's home and the location providing the
8 hemodialysis.

9 7. On or about October 23, 2015, plaintiff telephoned Blue Cross and Does 1
10 to 5 and asked for authorization to transport Maggie to and from Maggie's dialysis
11 appointments in November 2015. Blue Cross and Does 1 to 10 informed plaintiff that the
12 transportation was authorized for November 2015.

13 8. On November 7, 2015, plaintiff telephoned former defendant Logisticare
14 and Does 11 to 20 to arrange for transportation for hemodialysis. Plaintiff was informed
15 that an authorization was not on file and therefore there would be no transportation.

16 9. Maggie's condition began to worsen because she was not being transported
17 to her appointments to receive hemodialysis. On November 9, 2015, plaintiff telephoned
18 Blue Cross and Does 1 to 10 and was told that there was no authorization on file for any
19 transportation, directly contradicting Blue Cross and Does 1 to 10's previous assurance
20 that the transportation was authorized.

21 10. Maggie's condition began to further worsen due to the lack of
22 transportation to her hemodialysis appointments. On November 11, 2015, plaintiff
23 telephoned Blue Cross and Does 1 to 10 for a third time and was told that an
24 authorization was on file for the necessary transportation. The transportation was never
25 provided.

26 11. Due to the combined gross negligence and bad faith conduct of defendants,
27 Maggie died on November 13, 2015.
28

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1 12. Defendant Blue Cross was obligated to provide authorization for Maggie's
2 transportation to and from hemodialysis appointments. Said authorization, according to
3 former defendant Logisticare, was not on file. Despite numerous calls by the plaintiff
4 defendant Blue Cross failed to remedy the error by failing to contact the former defendant
5 Logisticare and ensure that the requisite authorization was on file. Blue Cross, in willful
6 disregard of Maggie's health and well-being ignored numerous calls for help and did not
7 process the necessary paperwork to make sure Maggie's transportation needs.

8 13. Former defendant Logisticare, despite having knowledge of Maggie's need
9 for transportation to and from her hemodialysis appointments, failed to communicate
10 with Blue Cross in order to ascertain the alleged lack of authorization. Former defendant
11 Logisticare ignored plaintiff's pleas for assistance in reckless disregard of Maggie's well-
12 being.

13 14. Combined failures of defendants, and each of them, in failing to properly
14 process the authorization, to communicate and timely transmit said authorization, and to
15 arrange for the requisite transportation was grossly negligent, which proximately caused
16 Maggie's untimely demise.

17 **FIRST CAUSE OF ACTION**
18 **[Wrongful Death--by Plaintiff against All Defendants]**

19 15. Plaintiff re-alleges, incorporates by reference, and refers to paragraphs 1
20 through 14 of this complaint, as though fully set forth herein.

21 16. Plaintiff telephoned defendants to request transportation services for
22 Maggie. Defendants failed to ensure that Maggie received these services, causing her
23 death.

24 17. As a direct result of defendants' negligence and the death of Maggie,
25 plaintiff has sustained economic damages consisting of (1) the value of lost financial and
26 other support from the decedent, (2) the value of gifts and benefits the decedent would
27 have provided, (3) the value of funeral and burial expenses, and (4) the reasonable value
28 of household services the decedent would have provided.

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1 18. As a direct result of defendants' negligence and the death of Maggie,
2 plaintiff has also sustained non-economic damages consisting of the loss of the
3 decedent's love, companionship, comfort, care, assistance, protection, affection, society
4 and moral support.

5 **SECOND CAUSE OF ACTION**
6 **[Negligence--Against All Defendants]**

7 19. Plaintiff re-alleges, incorporates by reference, and refers to paragraphs 1
8 through 18 of this complaint, as though fully set forth herein.

9 20. Defendants, Blue Cross, Does 1 to 10 and each of them, owed Maggie a
10 duty of care to act reasonably in their respective obligations, including but not limited to
11 properly processing and submitting necessary authorization for non-emergency or non-
12 ambulance type transportation to former defendant Logisticare, to make sure the
13 authorizations were received and processed, to communicate with all appropriate persons
14 and entities and to make sure Maggie's hemodialysis treatments were not affected or
15 delayed due to lack of transportation and or authorization.

16 21. Defendants, and each of them, owed Maggie a duty of care to act
17 reasonably in their respective obligations, including but not limited to properly
18 processing as well as making sure the requisite authorization for non-emergency or non-
19 ambulance type transportation to former defendant Logisticare was on file, and to make
20 sure the authorizations were received and processed, to communicate with all appropriate
21 persons and entities and to make sure Maggie's hemodialysis treatments were not
22 affected or delayed due to lack of transportation and or authorization.

23 22. Said defendants, including Does 1 to 100 and each of them, breached their
24 respective duties to which resulted in Maggie's fatal delay of life saving hemodialysis
25 treatment. As a direct result of defendants' negligence and the death of Maggie, plaintiff
26 has also sustained non-economic damages consisting of the loss of the decedent's love,
27 companionship, comfort, care, assistance, protection, affection, society and moral
28 support.

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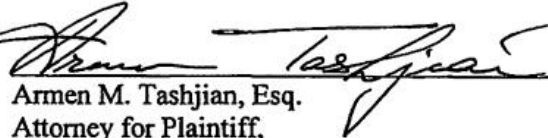
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WHEREFORE, Plaintiff prays for judgment as follows:
AGAINST ALL DEFENDANTS:

1. For non-economic damages to the maximum extent permitted by law;
2. For funeral, burial and other expenses according to proof;
3. For loss of the decedent's care and support, according to proof;
4. For the costs of suit incurred by Plaintiff;
5. For such other and further relief as the Court may deem appropriate and proper.

LAW OFFICES OF ARMEN M. TASHJIAN

Dated: April 5, 2018

By: 
 Armen M. Tashjian, Esq.
 Attorney for Plaintiff,
 SHOOSHANIK CHARKHCHIAN

LAW OFFICES OF ARMEN M. TASHJIAN
500 N. Brand Boulevard, Suite 920
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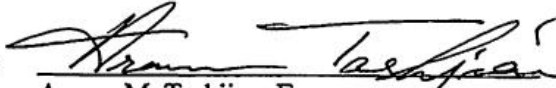
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TRIAL BY JURY DEMANDED

Plaintiff respectfully demands trial by jury.

LAW OFFICES OF ARMEN M. TASHJIAN

Dated: April 5, 2018

By: 
Armen M. Tashjian, Esq.
Attorney for Plaintiff,
SHOOSHANIK CHARKHCHIAN

**DECLARATION OF PLAINTIFF
SHOOSHANIK CHARKHCHIAN, AS
SUCCESSOR-IN-INTEREST**

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1 Armen Tashjian, Esq., State Bar No. 195622
2 Armen@ArmenLaw.com
3 Stephen L. Bucklin, Esq., State Bar No. 119583
4 Steve@ArmenLaw.com
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County of Los Angeles

MAY 30 2017

Sherri R. Carter, Executive Officer/Clerk
By: M. Soto, Deputy
Moses Soto

9 Attorney for Plaintiff, SHOOSHANIK CHARKHCHIAN

10 SUPERIOR COURT OF THE STATE OF CALIFORNIA
11 COUNTY OF LOS ANGELES - CENTRAL JUDICIAL DISTRICT

12 SHOOSHANIK CHARKHCHIAN,

Case Number: **BC 663223**
[Unlimited Civil]

13 Plaintiff,

14 vs.

DECLARATION OF
SHOOSHANIK CHARKHCHIAN,
SUCCESSOR-IN-INTEREST,
PURSUANT TO C.C.P. 377.22

15 BLUE CROSS OF CALIFORNIA, a
16 California corporation, dba
17 ANTHEM BLUE CROSS;
18 LOGISTICARE SOLUTIONS, LLC,
19 a Delaware LLC; and DOES 1 to
20 100, Inclusive,
21

22 Defendants.
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I, Shooshanik Charkhchian, sole surviving parent and heir of the decedent, state and declare:

1. The name of the decedent in this matter is MAGGIE ASHKHEN ARACKELIAN.
2. The decedent died on or about November 13, 2015 in the County of Los Angeles, State of California.
3. No proceeding is now pending in California for the administration of the decedent's estate.
4. I am authorized to act on behalf of, and as the decedent's successors-in-interest as defined in California Code of Civil Procedure section 377.11 with respect to decedent's interest in this action.
5. No other person has a superior right to commence the action or proceeding.
6. A certified copy of the decedent's death certificate is attached to this Declaration as Exhibit "A".

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed at Los Angeles, California on May 29, 2017.


SHOOSHANIK CHARKHCHIAN

Exhibit "A"

COUNTY OF LOS ANGELES DEPARTMENT OF PUBLIC HEALTH

3052015224364		CERTIFICATE OF DEATH		3201519050422	
1. NAME OF DECEASED - FIRST & LAST MAGGIE		2. MIDDLE ASHKHEN		3. LAST NAME ARACKELIAN	
4. DATE OF BIRTH 01/05/1970		5. AGE 45		6. SEX F	
7. ETHNICITY ARMENIA		8. SOCIAL SECURITY NUMBER 508-81-3742		9. MARRITAL STATUS NEVER MARRIED	
10. DATE OF DEATH 11/13/2015		11. HOUR 1030		12. PLACE OF DEATH LOS ANGELES	
13. OCCUPATION DANCE TEACHER		14. EDUCATION EDUCATION		15. HIGHEST GRADE 6	
16. CITY LOS ANGELES		17. COUNTY LOS ANGELES		18. ZIP CODE 90028	
19. STATE CA		20. MARITAL COUNTY 31		21. STATE OF DEATH CA	
22. DECEASED'S RESIDENCE 1825 TAFT AVE APT 4		23. COUNTY LOS ANGELES		24. ZIP CODE 90028	
25. NAME OF DECEASED'S NEXT OF KIN SHOOSHANIK CHARKHCHIAN, MOTHER		26. ADDRESS 1825 TAFT AVE APT 4, LOS ANGELES, CA 90028		27. CITY LOS ANGELES	
28. NAME OF DECEASED'S SPouse SASHIK		29. MIDDLE ARACKELIAN		30. LAST NAME ARACKELIAN	
31. NAME OF DECEASED'S FATHER SHOOSHANIK		32. MIDDLE CHARKHCHIAN		33. LAST NAME CHARKHCHIAN	
34. NAME OF DECEASED'S MOTHER SHOOSHANIK		35. MIDDLE CHARKHCHIAN		36. LAST NAME CHARKHCHIAN	
37. PLACE OF BIRTH ARMENIA		38. PLACE OF BIRTH ARMENIA		39. PLACE OF BIRTH ARMENIA	
40. PLACE OF BIRTH ARMENIA		41. PLACE OF BIRTH ARMENIA		42. PLACE OF BIRTH ARMENIA	
43. TYPE OF DEATH BU		44. NAME OF PHYSICIAN CHRISTINA REED		45. MEDICAL LICENSE EMB9186	
46. NAME OF HOSPITAL FOREST LAWN MEMR PRKS & MYS		47. ADDRESS FD904		48. NAME OF PHYSICIAN JEFFREY GUNZENHAUSER, MD	
49. MEDICAL LICENSE FD904		50. NAME OF PHYSICIAN JEFFREY GUNZENHAUSER, MD		51. MEDICAL LICENSE 11/23/2015	
52. PLACE OF DEATH RESIDENCE		53. TYPE OF DEATH BU		54. NAME OF PHYSICIAN CHRISTINA REED	
55. ADDRESS 1825 TAFT AVE APT 4		56. CITY LOS ANGELES		57. STATE CA	
58. CAUSE OF DEATH CARDIOPULMONARY ARREST		59. MINS MINS		60. HOURS MOS	
61. END STAGE KIDNEY DISEASE END STAGE KIDNEY DISEASE		62. MINS MOS		63. HOURS MOS	
64. ANEMIA, HYPERTHYROIDISM ANEMIA, HYPERTHYROIDISM		65. MINS MOS		66. HOURS MOS	
67. NO OTHER CAUSE OF DEATH NO		68. MINS MOS		69. HOURS MOS	
70. PHYSICIAN ARTASHES PATRIKYAN M.D.		71. ADDRESS 1500 CENTRAL AVE #300, GLENDALE, CA 91204		72. CITY GLENDALE	
73. STATE CA		74. ZIP CODE 91204		75. MEDICAL LICENSE A75827	
76. DATE OF DEATH 11/02/2015		77. NAME OF PHYSICIAN ARTASHES PATRIKYAN M.D.		78. MEDICAL LICENSE 11/18/2015	

This is a true and correct copy of the record filed in the County of Los Angeles Department of Public Health in accordance with the Registrar's regulations.

Christina Reed, MD
 CHRISTINA REED, MD
 11/13/2015

100745581

DEC - 1 2015



LAW OFFICES OF ARMEN M. TASHJIAN
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PROOF OF SERVICE
[Charkhchian vs. Blue Cross, et al.]
STATE OF CALIFORNIA, COUNTY OF LOS ANGELES
C.C.P. SECTIONS 1011(a), 1013, 1013a

I am employed in the county of Los Angeles, State of California. I am over the age of 18 and not a party to the within action; my business address 500 N. Brand Blvd, Suite 920, Glendale, California, 91203

On April __, 2018, I served the foregoing document described as **THIRD AMENDED COMPLAINT** on the interested parties in this action as follows:

SEE ATTACHED MAILING LIST

[BY ELECTRONIC MAIL – CRC 2.250 (b), 2.251 (a), 2.257]

[BY MAIL - CCP § 1013A (3)] I am “readily familiar” with the firm's practice of collection and processing correspondence for mailing. Under that practice, it would be deposited with the U.S. Postal Service on that same day with postage thereon fully prepaid, in Glendale, California, in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter is more than one day after date of deposit for mailing in affidavit.

[BY PERSONAL DELIVERY] I caused such envelope to be delivered by hand to a representative of the addressee.

[BY FACSIMILE-Rule 2006(d)] I served the foregoing document described above on all interested parties in this action by sending the document via facsimile. The parties' fax numbers that I used is listed above. The facsimile machine I used complied with California Rules of Court, rule 2003 and no error was reported by the machine. Pursuant to California Rules of Court, rule 2006(d), I used the machine to print a transmission record of the transmission, a copy of which is attached to this declaration.

[BY OVERNIGHT DELIVERY CCP § 1013A (3)] I caused an envelope to be hand-delivered to a pickup location of (i.e. UPS, FedEx, etc.) at (Location) _____ in (City), California; whereupon said envelope is to be delivered by hand to a representative of the addressee on the next business day.

I declare under penalty of perjury, under the laws of the State of California that the foregoing is true and correct. Executed on April __, 2018 at Glendale, California.

Armen Tashjian

LAW OFFICES OF ARMEN M. TASHJIAN
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Glendale, CA 91203
Telephone: 323-782-0099 | Facsimile: 323-782-0044

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PROOF OF SERVICE

[Charkhchian vs. Blue Cross, et al.]
STATE OF CALIFORNIA, COUNTY OF LOS ANGELES
C.C.P. SECTIONS 1011(a), 1013, 1013a

MAILING LIST

<p>Eileen R. Ridley, Esq. Jason Y. Wu, Esq. FOLEY & LARDNER LLP 555 California Street, 17th Floor San Francisco, CA 94104-1520 eridley@foley.com jwu@foley.com</p>	<p>[Attorneys for Defendant, Blue Cross of California, dba Anthem Blue Cross] Tel: (415) 434-4484 FAX: (415) 434-4507</p>
<p>Kimberly A. Klinsport, Esq. FOLEY & LARDNER LLP 555 South Flower Street, Suite 3500 Los Angeles, CA 90071-2411 kklinsport@foley.com</p>	<p>[Attorneys for Defendant, Blue Cross of California, dba Anthem Blue Cross] Tel: (213) 972-4500 FAX: (213) 486-0065</p>
<p>Alexander M. Kargher, Esq., David Shimkin, Esq. COZEN O'CONNOR 601 S. Figueroa Street, Suite 3700 Los Angeles, CA 90017 <u>AKargher@cozen.com</u> <u>DShimkin@cozen.com</u></p>	<p>[Attorneys for Defendant, Logisticare Solutions, LLC] Tel: (213) 892-7954 FAX: (213) 784-9061</p>

PROOF OF SERVICE

I am employed in the County of Los Angeles, State of California. I am over the age of 18 and not a party to this action; my business address is 500 N. Brand Blvd, Suite 920, Glendale, California, 91203.

On September 24, 2025, I served the foregoing document described as **PROOF OF CLAIM** on the interested parties in this action as follows:

**MODIVCARE CLAIMS PROCESSING CENTER
c/o KCC dba Verita Global
222 N. Pacific Coast Hwy., Suite 300
El Segundo, CA 90245**

(x) **[BY MAIL]** I am “readily familiar” with the firm's practice of collecting and processing correspondence for mailing. Under that practice, it would be deposited with the U.S. Postal Service on the same day, with postage fully prepaid, in Glendale, California, in the ordinary course of business.

() **[BY ELECTRONIC MAIL – Pursuant to FRCP 5(b)(2)(E)] – and/or – Party agreement,** the attached documents are being served via electronic service *only*.

() **[BY PERSONAL DELIVERY]** I caused such an envelope to be delivered by hand to a representative of the addressee.

() **[BY OVERNIGHT DELIVERY]** I caused an envelope to be hand-delivered to a pickup location of (i.e. UPS, FedEx, etc.) at (Location) _____, in (City), California; whereupon said envelope is to be delivered by hand to a representative of the addressee on the next business day.

I declare under penalty of perjury, under the laws of the State of California, that the foregoing is true and correct. Executed on September 24, 2025, in Glendale, California.

Pirouza Pashalyan

Pirouza Pashalyan



LAW OFFICE OF
ARMEN M. TASHJIAN
ATTORNEYS AT LAW

500 N. BRAND BOULEVARD, SUITE 920
GLENDALE, CALIFORNIA 91203

Please return
a filed/stamped
copy.

Thank you

LAW OFFICES OF
ARMEN M. TASHJIAN
ATTORNEYS AT LAW
500 N. BRAND BLVD., SUITE 920
GLENDALE, CA 91203



**MODIVCARE CLAIMS PROCESSING
CENTER**
c/o KCC dba Verita Global
222 N. Pacific Coast Hwy., Suite 300
El Segundo, CA 90245

EXHIBIT D

ModivCare Solutions, LLC's First Supplemental Responses
to Plaintiff's Form Interrogatories, Set One
(Substantive Signature Page and Proof of Service)
served October 21, 2025

- 1 (d) W1EADB170101.
- 2 (e) \$1 million each claim, which is eroded by defense fees and costs.
- 3 (f) ModivCare is not presently aware of any reservation of rights on this issue.
- 4 (g) Beazley USA Services, Inc. 30 Batterson Park Road, Farmington, Connecticut
- 5 06032.

6 **SUPPLEMENTAL RESPONSE TO FORM INTERROGATORY NO. 4.1:**

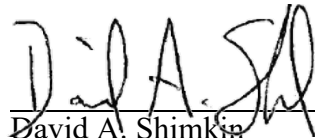
7 There are policies in excess to the above as follows:

- 8 (a) Healthcare Facilities Concurrent Excess Liability Policy;
- 9 (b) Chubb (Illinois Union Ins. Co.).
- 10 (c) Providence Service Corporation;
- 11 (d) G27171060 005
- 12 (e) \$15 million.
- 13 (f) ModivCare is not presently aware of any reservation of rights.
- 14 (g) Chubb (Illinois Union Ins. Co.).
- 15
- 16 (a) Excess Liability Policy;
- 17 (b) Liberty Mutual Ins. Co. (Ohio Casualty Insurance Company)
- 18 (c) Providence Service Corporation;
- 19 (d) ECO (18) 58 00 10 49
- 20 (e) \$10 million.
- 21 (f) ModivCare is not presently aware of any reservation of rights.
- 22 (g) Liberty Mutual Ins. Co.

24 Dated: October 21, 2025

COZEN O'CONNOR

26 By: _____



David A. Shimkin
Attorneys for MODIVCARE SOLUTIONS,
LLC

28 LEGAL\80935318\1

PROOF OF SERVICE

Shooshanik Charkhchian v. Blue Cross of California, et al. – L.A.S.C. Case No. BC663223

At the time of service, I was over the age of 18 years and not a party to the within action; my business address is 1180 North Town Center Drive, Suite 260, Las Vegas, Nevada 89144.

On October 21, 2025, I served the following document(s):

DEFENDANT MODIVCARE SOLUTIONS, LLC’S RESPONSES TO PLAINTIFF’S SUPPLEMENTAL INTERROGATORIES

I served the document(s) on the following persons at the following addresses (including fax numbers and e-mail addresses, if applicable):

Armen M. Tashjian, Esq. Law Offices of Armen M. Tashjian 500 N. Brand Blvd., Suite 920 Glendale, CA 91203	Attorneys for Plaintiff Shooshanik Charkhchian Tel.: (323) 782-0099 Fax: (323) 782-0044 Email: Armen@ArmenLaw.com Ani@armenlaw.com Pirouza@armenlaw.com
Chad R. Fuller, Esq. Tina Safi Felahi Troutman Pepper Hamilton Sanders LLP 11682 El Camino Real, Suite 400 San Diego, CA 92130-2092	Attorneys for Defendant Blue Cross / Anthem Tel.: (858) 509-6000 Fax: (858) 509-6040 Email: Chad.Fuller@troutman.com Tina.Felahi@troutman.com
Jessamyn E. Vedro, Esq. Troutman Pepper Hamilton Sanders LLP 350 South Grand Avenue, Suite 3400 Los Angeles, CA 90071	Attorneys for Defendant Blue Cross / Anthem Tel.: (213) 928-9800 Fax: (213) 928-9850 Email: Jessamyn.Vedro@troutman.com

The documents were served by the following means:

- (BY ELECTRONIC MAIL SERVICE) Based upon CRC Rule 2.251 or an agreement of the parties to accept electronic service, I caused such document(s) to be Electronically Mailed through Cozen O’Connor electronic mail system for the above entitled case. Should your office require a hard copy of said document, please contact our office.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed on October 21, 2025, at Las Vegas, Nevada.

 /s/ Erika Calderon
 Erika Calderon

EXHIBIT E

Schedule E/F, Part 2

(Creditors Who Have Nonpriority Unsecured Claims)

Page 59 of 938

Showing Line 3.75 - Shooshanik Charkhchian
from ModivCare Inc.'s Schedules of Assets and Liabilities

[Docket No. 277, filed September 17, 2025]

In re: ModivCare Inc.
 Case No. 25-90309
 Schedule E/F, Part 2
 Creditors Who Have NONPRIORITY Unsecured Claims

Line	Nonpriority Creditor's Name	Creditor Notice Name	Address 1	Address 2	Address 3	City	State	Zip	Country	Date incurred	Basis for claim	Subject to offset (Y/N)	Contingent	Unliquidated	Disputed	Amount of claim
3.48	Martin Luque	LaBarbiera & Martinez	Luis A. Martinez	9252 Kennedy Boulevard		North Bergen	NJ	07047			Litigation		X	X	X	Undetermined
3.49	Matter Communications, Inc.		50 WATER ST			NEWBURYPORT	MA	01950			Various Trade					\$6,451.61
3.50	MICROSOFT CORPORATION		ONE MICROSOFT WAY			REDMOND	WA	98052-6399			Various Trade					\$0.00
3.51	Modest (Keltrick)	Victor A. Ruiz, P.A.	Victor A. Ruiz and David M. Fragulo	8660 W. Flagler Street, Suite 100		Miami	FL	33144			Litigation		X	X	X	Undetermined
3.52	MOODY'S INVESTORS SERVICE INC		P.O. BOX 102597			ATLANTA	GA	30368-0597			Various Trade					\$130,325.37
3.53	MORRIS AND COMPANY		3636 BIRCH STREET STE 210			NEWPORT BEACH	CA	92660			Various Trade					\$1,131,411.37
3.54	NEVVON LLC		57 W 57TH ST			NEW YORK	NY	10019-2827			Various Trade					\$24,677.42
3.55	NEW YORK GRANT COMPANY INC		29 BROADWAY			NEW YORK	NY	10006			Various Trade					\$2,021.85
3.56	Nhi Ngu Tang as Personal Representative for the Estate of Duong Ngu	Bellotti Law Group, P.C.	Leah Amrhein	529 Main St, Suite 128		Boston	MA	02129			Litigation		X	X	X	Undetermined
3.57	NIXON PEABODY LLP		1300 CLINTON SQUARE			ROCHESTER	NY	14604			Various Trade					\$2,508.00
3.58	Norman Fishbein, Executor of The Estate of Barbara Trzciesnky	Walsh Woodard LLC	Dylan L. Takores	527 Prospect Avenue		West Hartford	CT	06105			Litigation		X	X	X	Undetermined
3.59	GENERAL CORPO		PO BOX 3922			NEW YORK	NY	10008-3922			Various Trade					\$668.06
3.60	Podium Corporation, Inc	ACCT #A1051123	1650 W DIGITAL DR			LEHI	UT	84043-6749			Various Trade					\$15,046.29
3.61	POLSINELLI PC		900 W 48TH PLACE			KANSAS CITY	MO	64112			Various Trade					\$50,151.50
3.62	Provident Construction, Inc.		12424 E WEAVER PLACE			CENTENNIAL	CO	80111			Various Trade					\$31,441.04
3.63	PUBLIC AFFAIRS SUPPORT SERVICES INC		1950 ROLAND CLARKE PLACE STE 300			RESTON	VA	20191			Various Trade					\$2,879.01
3.64	QUALTRICS LLC		333 W RIVER PARK DR			PROVO	UT	84604			Various Trade					\$1,374.30
3.65	Rachel Corbett	Dehoyos Law	Ryan Dehoyos	2900 Richmond Avenue	Suite 400	Houston	TX	77098			Litigation		X	X	X	Undetermined
3.66	Raphael Crawford	Ashton & Price, LLP	Christopher A. Price	8243 Greenback Ln		Fair Oaks	CA	95628-2504			Litigation		X	X	X	Undetermined
3.67	REGISTERED AGENT SOLUTIONS INC		1701 DIRECTORS BLVD STE 300			AUSTIN	TX	78744			Various Trade					\$55.00
3.68	RESEARCH DATA GROUP INC		816 ROANOKE BLVD			SALEM	VA	24153			Various Trade					\$35.00
3.69	RICHARDS LAYTON & FINGER		920 NORTH KING STREET			WILMINGTON	DE	19801			Various Trade					\$8,437.50
3.70	Roberta Gwin	Daniel Soom Attorney	Daniel S. Soom	439 Court Street		New Castle	PA	16101			Litigation		X	X	X	Undetermined
3.71	ROBINHOOD MARKETS INC		85 WILLOW ROAD			MENLO PARK	CA	94025			Various Trade					\$577.94
3.72	Rust Consulting Inc		2701 E GRAUWYLER RD			IRVING	TX	75061-3414			Various Trade					\$35,597.80
3.73	Sadie Donnell and Christopher Smith	Disability Rights Maine	Peter M. Rice and Jessica Payson	160 Capital Street, Suite 4		Augusta	ME	04330			Litigation		X	X	X	Undetermined
3.74	Sally Triano	Zachar Law Firm, P.C.	Benjamin R. Jemsek	714 East Rose Lane		Phoenix	AZ	85014			Litigation		X	X	X	Undetermined
3.75	Shooshanik Charkhchian	Law Offices of Armen M. Tashjian	Armen Tashjian and Stephen Bucklin	500 N. Brand Boulevard, Suite 920		Glendale	CA	91203			Litigation		X	X	X	Undetermined
3.76	SMARTSHEET INC		PO BOX 7410971			CHICAGO	IL	60674-0971			Various Trade					\$29,246.90
3.77	Spectrotel Holding Company LLC		3535 STATE ROUTE 66			NEPTUNE	NJ	07753-2625			Various Trade					\$8,873.06
3.78	Strobel, Mark K.	Michael Seth Donsky	7023 NW 92nd Pl			Gainesville	FL	32653-7844			Litigation		X	X	X	Undetermined
3.79	STRUCTURED PLUS COMMUNICATIONS INC		631 SALIDA WAY SUITE A4			AURORA	CO	80011			Various Trade					\$9,459.85
3.80	TECH SERVICE TODAY, LLC		1903 S CONGRESS AVE			BOYNTON BEACH	FL	33426			Various Trade					\$17,539.68
3.81	Veda Roberson	Salter, Healy, Rivera, & Heptner	Daniella Rivera & Robert J Healy Jr, Esq	2601 1st Ave S		St Petersburg	FL	33712-1107			Litigation		X	X	X	Undetermined
3.82	Wilmington Saving Fund Society, FSB (Trustee of the Senior Unsecured Notes)	Attention: Kevin McGarvey	500 Delaware Avenue			Wilmington	DE	19801		8/24/2021	Senior Unsecured Notes					\$228,835,000.00
3.83	WORKBOARD INC		487 SEAPORT COURT			REDWOOD CITY	CA	94063			Various Trade					\$437.50
3.84	WPENGINE INC		PO BOX 734427			DALLAS	TX	75373-4427			Various Trade					\$467.04
3.85	WRIKE, INC		DEPT 0570 - PO BOX 120570			DALLAS	TX	75312-0570			Various Trade					\$0.00
3.86	Zane Whitfield	Rigrodsky Law, P.A.	Gina Marie Serra	825 East Gate Boulevard, Suite 300		Garden City	NY	11530			Litigation		X	X	X	Undetermined
													Total:	\$231,466,706.31		

CERTIFICATE OF SERVICE

I certify that on April 23, 2026, a true and correct copy of the foregoing *Declaration of Armen M. Tashjian in Support of Response of Shooshanik Charkhchian to Reorganized Debtors' Third Omnibus Objection to Certain Claims (Late-Filed Claims) as to Claim No. 1914* was served by the Court's CM/ECF system on all parties registered to receive electronic notice, and by email and/or first-class United States mail, postage prepaid, on the following counsel for the Reorganized Debtors:

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/s/ Sophia R. Wang
Sophia R. Wang