UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

OSCAR SALAZAR, *et al.*, **Plaintiffs,** **v.** **DISTRICT OF COLUMBIA,** **Defendant.**	**Civil Action No. 1:93-cv-00452-TSC**

NOTICE TO CLASS MEMBERS OF PROPOSED SETTLEMENT AGREEMENT AND FAIRNESS HEARING

This notice is issued on May 8, 2026.

If you are or your child(ren) are Medicaid-eligible and under 21 years of age, this notice may affect you.

The Parties have reached an agreement that will end the Court's oversight of this class action case. The Settlement Agreement is not final until the Court approves it.

A fairness hearing will be held on August 13, 2026, at 10a.m.

All objections must be submitted by July 30, 2026.

For more information, you may contact the lawyers for the class by phone or email.

PLEASE READ THIS NOTICE CAREFULLY AND COMPLETELY. A SETTLEMENT HAS BEEN PROPOSED IN THE *SALAZAR* CASE THAT MAY AFFECT THE RIGHTS OF CERTAIN DISTRICT OF COLUMBIA RESIDENTS WHO RECEIVE MEDICAID BENEFITS AND ARE UNDER THE AGE OF 21.

Why did you get this notice?

1. The purpose of this notice is to inform you about the proposed Settlement Agreement in the *Salazar* lawsuit that will end Court oversight of this case. The settlement may affect the rights of certain people in the District who are eligible for or enrolled in D.C. Medicaid

and are under the age of 21. The Settlement Agreement is not final. In order for the settlement to be final, the judge in this case, the Honorable Tanya S. Chutkan, has to decide that the settlement is fair, reasonable, and adequate. If this notice applies to you, you will have an opportunity to tell the judge what you think about the settlement before the judge decides whether or not to approve it.

The rest of this notice explains the *Salazar* lawsuit, how to determine whether this lawsuit applies to you, the key terms of the proposed settlement, and how you can give the judge your opinion about the proposed settlement.

To see the full Settlement Agreement, go to this website:

https://dhcf.dc.gov/sites/default/files/dc/sites/dhcf/page_content/attachments/Salazar%20v%20District%20of%20Columbia%20Settlement%20Agreement.pdf

Does this notice apply to you?

2. This notice may apply to you if you or your child(ren) are 21 years of age or younger and are eligible for or enrolled in D.C. Medicaid.

What is this lawsuit about?

3. This lawsuit was filed in 1993 to compel the District of Columbia to comply with the federal Medicaid law concerning the child health benefit known as Early and Periodic Screening, Diagnostic and Treatment (EPSDT). Since 1999, the Parties have been bound by a Settlement Order entered by the federal court.

Why is the Salazar Settlement Order being replaced by the Settlement Agreement?

4. The Salazar lawsuit has been pending over 32 years, and the Settlement Order has been in place for over 26 years. Based on careful consideration of the law and facts, counsel for the Parties have agreed to a Settlement Agreement setting forth a strategy for the District of Columbia to exit Court oversight of its EPSDT program.

What are the key terms in the Proposed Settlement Agreement?

5. The Settlement Agreement, if approved, will end the Court's oversight of Medicaid benefits for children and adolescents in the District, and will require the District to take several steps over the next two years to end the case entirely. Approval of the Settlement Agreement will also end the provision of free legal services by Class Counsel Terris, Pravlik & Millian, LLP to members of the Plaintiff class who need help getting health services for their children or reimbursement for out-of-pocket expenses. The key terms of the Agreement are:

    - The District will make revisions to the D.C. Medicaid HealthCheck Periodicity Schedule to reflect currently applicable guidance. The D.C. Medicaid HealthCheck Periodicity Schedule is a document that recommends when and how often screenings and preventive

care should be given to children in the District.

- The District will publish a regulation formalizing the procedures for Medicaid beneficiaries to seek reimbursement for out-of-pocket expenses they believe should have been covered by Medicaid, and will extend the time period to seek reimbursement from six months to one year.

- The District will request a new billing code be added to the District's fee schedule for services covered by Medicaid. If approved, a new billing code would allow providers to bill for point of care lead testing.

- The District will monitor Managed Care Plans' (MCP) internal audits on beneficiary access to Medicaid services. Separately, the District will require any MCP that does not meet an agreed upon target for providing timely access for routine pediatric appointments to implement changes designed to meet that target.

- The District will create a new child-health focused subcommittee within the Medical Care Advisory Committee (MCAC), with an emphasis on Medicaid-beneficiary participation. The District will ensure the subcommittee meets at least six times per year, and that Department of Health Care Finance (DHCF) leadership attend at least half of the meetings. DHCF will consult with, and report to, the subcommittee at least once per year on child-health focused aspects of the agency's work. Medicaid-beneficiaries who attend subcommittee meetings will be eligible for a stipend of $75 per meeting.

- The District will create and publish an annual child-health focused MCP report card that will provide helpful information to beneficiaries in selecting the MCP that will best serve their needs.

- The District will establish a dedicated website that will provide an overview of the District's managed care program and centralize DHCF's data reports that include information on managed care, with the goal of making them more accessible. The District will also publish an MCP Performance Dashboard that will provide data on child-health specific measures, with comparisons of the MCPs' performances to each other and to national averages. The Dashboard will include data, for children and adolescents, on the percentage of timely prior authorizations and percentage of grievances that are resolved timely under District law, by each MCP.

- The District will implement and oversee a value-based purchasing program. This program will require the MCPs to work with their provider networks to increase the delivery of services to children and adolescents, including well child visits, lead testing and immunizations, and dental services.

- There is currently about $735,000 in an escrow fund that was set up with District funds in 2010, as a penalty for failing to meet deadlines in earlier phases of the case. The escrow fund is for the benefit of the Plaintiff class. The Settlement Agreement will use these escrow funds on three projects:

- First, Medicaid-beneficiaries who attend the newly created child-health focused subcommittee described above will be eligible for $75 stipends for the meetings they attend.
- Second, a grant will be awarded to fund a study of programs that some state Medicaid agencies have implemented to provide participant-directed services for children with special needs. Participant-directed services would allow families to designate individuals who are not certified nursing aides to serve as home health care workers for their children with special needs.
- Third, grants will be awarded to organizations that provide services to Medicaid-eligible children and adolescents and their families for activities designed to improve and maintain access to Medicaid.
- Fourth, several national experts with extensive Medicaid experience will advise the District on key areas for improvement in the delivery of services to children and adolescents.

Other Key Provisions

- The District will provide Plaintiffs with five reports documenting its compliance with the Settlement Agreement. If Plaintiffs believe that the District is not in compliance, the Parties will engage in mediation. If no resolution is reached, the judge in this case will decide any disputes about compliance with the Settlement Agreement.

- Unless a dispute about compliance is filed and pending at the time, the Settlement Agreement will expire two years after it is signed.

- Class counsel will be paid a set amount for monitoring the District of Columbia's compliance with the Settlement Agreement over the next two years. Payment for their work before the Settlement Agreement is finally approved by the Court will be subject to separate motions that will be published on the Court's website.

- The Settlement Agreement contains more detail about each of these commitments and the enforcement provision.

6. The lawyers for the Plaintiff class are: Kathleen L. Millian, Zenia Sanchez Fuentes, and Jane Perkins. Ms. Millian and Ms. Fuentes are lawyers at Terris, Pravlik & Millian, LLP; Ms. Perkins is a lawyer at the National Health Law Program (NHeLP). Class members do not pay any fees to these lawyers. If you have questions for the Plaintiffs' lawyers, you can write to them at:

Zenia Sanchez Fuentes
Terris, Pravlik & Millian, LLP
1816 12th Street, NW, Suite 303
Washington, DC 20009-4422
(202) 204-8484
Email: zsanchez@tpmlaw.com

Now that you know the key terms of the Settlement Agreement, what can you do next?

7. If you agree with the Settlement Agreement, you do not have to do anything.

8. If you disagree with any part of the Settlement Agreement and you want to tell the judge, you have to do these things:

   - You must write a letter to the judge telling her what you do not like about the Settlement Agreement. Include your name, address, phone number, and signature in the letter.

   - On the first page of your letter write in large or underlined letters: "Civil Action No. 1:93-cv-00452: Objections to Settlement Agreement in *Salazar v. District of Columbia*."

   - Mail or email your letter to:

     Salazar Settlement
     U.S. District Court for the District of Columbia
     333 Constitution Avenue, N.W.
     Washington, D.C. 20001
     Email: Salazar_Settlement@dcd.uscourts.gov

   - You must also mail or email copies of your letter to the lawyers for the Plaintiffs and Defendants at the following addresses:

     Salazar Class Counsel
     Zenia Sanchez Fuentes
     Terris, Pravlik & Millian, LLP
     1816 12th Street, NW, Suite 303
     Washington, DC 20009-4422
     Email: zsanchez@tpmlaw.com

     Salazar Settlement
     Office of the Attorney General
     for the District of Columbia
     Attn: Honey Morton
     Assistant Chief
     400 6th Street, NW, Suite 10100
     Washington, D.C. 20001
     Email: honey.morton@dc.gov

   - If you need help writing your objections, you may ask someone to object on your behalf. The representative must identify you, state in the objection that he or she is your representative and explain the nature of the representation.

   - If you have a guardian or you are under the age of 18, your parent, guardian, or court-appointed representative may object on your behalf. To do so, your parent, guardian, or court-appointed representative must identify you, state that he or she is your representative, and explain the nature of the representation. For your parent to object, your parent must explain your relationship. For a guardian or court-appointed representative to object, he or she must explain the details of the appointment by the probate court.

9. You must do all of this to be sure that the judge will read your letter. Your letter must be received on or before **July 30, 2026.**

10. DO NOT CALL THE COURT. THE COURT WILL NOT ACCEPT PHONE CALLS ABOUT THIS PROPOSED SETTLEMENT. YOU MUST SUBMIT YOUR OBJECTIONS IN WRITING.

When and where will the judge decide whether to approve the Settlement Agreement?

11. A fairness hearing will be held on August 13, 2026, at 10:00a.m., before the Honorable Tanya S. Chutkan of the U.S. District Court for the District of Columbia, at the E. Barrett Prettyman United States Courthouse. The courthouse is located at 333 Constitution Avenue, N.W., Washington, D.C. 20001. The hearing will be held in Courtroom 9. The hearing may be attended remotely using the Court's public access telephone line. Directions for how to access the Court's public access telephone line will be published on the docket in this case in advance of the hearing. If you are unable to access the docket in this case, please contact Plaintiffs' counsel at (202) 682-0578 for directions on how to access the Court's public access telephone line.

12. At the final fairness hearing, the judge will consider whether the settlement is fair, reasonable, and adequate. The judge will consider any objections that were made according to the procedures described above. Plaintiffs' and Defendants' lawyers will be available to answer any questions that the judge may have.

13. You may speak at the hearing only if you sent your objections to the judge in writing.

14. If you would like to speak at the hearing, you must also request in writing the judge's permission to speak. To do this, send a letter to the judge and send copies to the lawyers for Plaintiffs and Defendant with the following on the first page in large or underlined letters: "Civil Action No. 1:93-cv-00452, *Salazar v. District of Columbia*: Notice of Intention to Appear at Final Fairness Hearing." Include your name, address, phone number, and signature in the letter.

15. If the judge decides to approve the Settlement Agreement, Defendants will then undertake the commitments in the Settlement Agreement, and once complete, the case will end.

16. If the judge does not give final approval to the Settlement Agreement, the previous orders entered in this case will continue in effect.