

ATTACHMENT 1: AFFIDAVIT OF ALICE PINCKNEY ADAMS

STATE OF NORTH CAROLINA
DURHAM COUNTY

IN THE OFFICE OF
ADMINISTRATIVE HEARINGS
23 INS 738

BLUE CROSS AND BLUE)
SHIELD OF NORTH CAROLINA,)

Petitioner,)

v.)

NORTH CAROLINA STATE)
HEALTH PLAN FOR)
TEACHERS AND STATE)
EMPLOYEES,)

Respondent,)

and)

AETNA LIFE INSURANCE)
COMPANY,)

Respondent-Intervenor.)

AFFIDAVIT OF
ALICE PINCKNEY ADAMS

Alice Pinckney Adams, being duly sworn, deposes and says:

1. I am an adult citizen and resident of North Carolina, am not incompetent, and have personal knowledge of the facts set forth in this Affidavit.
2. I have been a member in good standing of the North Carolina Bar since 1997.
3. I began practicing law with Robinson Bradshaw in 1997.
4. I am a shareholder of the firm and serve as the leader of the firm's Public Finance Practice Group.

Robinson Bradshaw's Representation of the North Carolina
Department of State Treasurer

5. In the past, Robinson Bradshaw was a member of a three-firm pool of firms prequalified to provide public finance and bond counsel services to the North Carolina Department of State Treasurer (the "Department").

6. The firm's original agreement with the Department to participate in the bond and public finance counsel pool was dated March 12, 2019 (the "Pool Agreement"). The Pool Agreement was extended by two subsequent written agreements through April 30, 2023 (the "Pool Extension Agreements").

7. I was the lead lawyer from Robinson Bradshaw on the Department's bond counsel matters from 2019 through the expiration of the Pool Agreement and the Pool Extension Agreements.

8. The Pool Agreement and the Pool Extension Agreements were agreements between the firm and the Department. They contemplated that the firm would provide services to the Department through its State and Local Government Finance Division.

9. The Pool Agreement and Pool Extension Agreements were prepared by the Department and were signed by a representative of the Department's State and Local Government Finance Division.

10. The Pool Agreement provided that the Department's use of any law firm participating in the bond counsel pool was "solely within the Department's discretion."

11. Under the Pool Agreement and Pool Extension Agreements, the firm was engaged for specific bond issuances only. The last bond issuance the firm worked on closed in May 2022.

12. The Department has not requested that Robinson Bradshaw assist with any additional bond issuances since May 2022.

13. The Department has not requested that the firm extend the Pool Agreement, the last extension of which expired by its own terms on April 30, 2023.

14. The Pool Agreement and Pool Extension Agreements did not name or describe the North Carolina State Health Plan for Teachers and State Employees (the "Plan") as a client, instruct the firm to treat the Plan as a client for conflicts of interest purposes or mention the Plan.

15. The firm's work on bond counsel matters was not related to the Plan.

16. The firm's work on bond counsel matters did not involve information related to the Plan. During the firm's work, we have not received any confidential information related to the Plan.

17. In the bond counsel matters, the firm did not provide any legal advice to Plan personnel. The Department representatives never requested that the firm do so.

Further Affiant sayeth not.

This the 24th day of May, 2023.

Alice Pinckney Adams

Sworn to and subscribed before me,
this the 24th day of May, 2023.

Notary Public

My commission expires: May 17, 2026

(Notary Stamp/Seal)

