

Release of Claims

For and in consideration of the acceptance of relief offered to me by Kaiser Foundation Health Plan of Washington (“KFHPW”) pursuant to a Settlement Agreement between the United States and KFHPW dated October 15, 2021 (“Settlement Agreement”): I, _____, release and discharge KFHPW (including all of their employees, representatives, attorneys, agents, and indemnitees, including all health care providers and clinic staff, and any and all other persons or entities they may be contractually obligated to indemnify) from all legal and equitable claims under, arising out of, or related to the complaints described in paragraph 7 of the Settlement Agreement concerning KFHPW failure to provide effective communication.

Paragraph 7 provides:

KFHPW fully cooperated with the United States’ investigation in this matter. In the course of the investigation, the United States discovered that between May 15, 2014 and May 31, 2018, KFHPW or its predecessor organization, failed to fill a number of requests for sign language interpreters where the use of an interpreter was necessary for effective communication and the lack of a requested interpreter led patients to either need to reschedule and delay receiving medical care or to proceed without the assistance of an interpreter, often relying upon less effective means of communication such as lip reading, note writing, or the assistance of a friend or family member. On the basis of these determinations, the United States concluded that KFHPW engaged in a pattern or practice of violating the ADA, 42 U.S.C. § 12182(b)(2)(A)(iii) and 28 C.F.R. § 36.303. To resolve this issue without resorting to litigation, the Parties have voluntarily agreed to enter this Agreement to identify and compensate individuals aggrieved by this alleged practice and to remedy the underlying issues leading to the practice of failing to provide effective communication.

This release will be considered null and void in the event that the Claims Administrator, as designated in paragraph 45 of the Settlement Agreement, fails to issue a check from the Compensation Fund, as described in paragraph 45 of the Settlement Agreement, by October 2023.

The aforementioned Settlement Agreement, including paragraphs 7 and 45, can be found at www.KFHPWClaims.com under the Important Documents.

I HAVE READ THIS RELEASE AND UNDERSTAND THE CONTENTS THEREOF AND I EXECUTE THIS RELEASE OF MY OWN FREE WILL.

Signature: _____

Date: _____

Print Name: _____