

SEVENTH MODIFICATION TO PHARMACY BENEFITS PLAN MANAGEMENT SERVICES AND PHARMACY PURCHASING POOL MANAGEMENT CONTRACT

THIS SEVENTH MODIFICATION AGREEMENT is made this 12th of October 2015 by and between Express Scripts Inc. (Contractor) and the State of Maryland, acting through the Department of Budget and Management.

WHEREAS, the Centers for Medicare and Medicaid Services (CMS) has recommended that Contractor consolidate Prescription Drug Plan Sponsor contracts between CMS and the Contractor for Medicare Part D Employer-Only Sponsored Group Waiver Plan Prescription Drug Services ("EGWP Services"); and

WHEREAS, the parties desire to amend the Contract to authorize the subcontractor changes for the EGWP Services in order to comply with the CMS recommendation.

IN CONSIDERATION of the promises and the covenants herein contained, the parties agree to modify the Contract for Pharmacy Benefits Plan Management Services and Pharmacy Purchasing Pool Management dated February 12, 2012, as amended and defined below, as follows:

1. DEFINITIONS

In this Modification, the following words have the meanings indicated:

- 1.1 "Contract" means the Contract for Pharmacy Benefits Plan Management Services and Pharmacy Purchasing Pool Management between the Contractor and the State of Maryland acting through the Department of Budget and Management dated February 12, 2012 as amended by a First Modification dated May 4, 2012, a Second Modification dated August 13, 2012, a Third Modification dated October 19, 2012, a Fourth Modification dated March 23, 2013, a Fifth Modification dated September 26, 2013, and a Sixth Modification dated December 20, 2013 (collectively, the "Contract").
- 1.2 "Contractor" means Express Scripts, Inc.
- 1.3 "MCLIC" means Medco Containment Live Insurance Company, an affiliate of Express Scripts, Inc.
- 1.4 "Department" means the Maryland Department of Budget and Management.
- 1.5 "Modification" means this Modification Agreement.
- 1.6 "State" means the State of Maryland.

2. SCOPE OF MODIFICATION

This Modification amends the Contract specifically as described herein. All other terms of the Contract, as modified to date, shall remain in full force and effect and shall apply to this Modification.

3. REFERENCES TO EXPRESS SCRIPTS INSURANCE COMPANY (ESIC)

All references in the Contract to Express Scripts Insurance Company (ESIC) are amended and shall be deemed references to Medco Containment Life Insurance Company (MCLIC) unless the context otherwise requires.

IN WITNESS THEREOF, the parties have executed this Seventh Modification Agreement as of the date hereinabove set forth.

CONTRACTOR:
EXPRESS SCRIPTS, INC.

[Redacted Signature]

By: **David L. Brodsky**
Vice President - Commercial Division

Date: 10/21/15

[Redacted Signature]

Witness:

STATE OF MARYLAND:
DEPARTMENT OF BUDGET AND
MANAGEMENT

[Redacted Signature]

By: **David R. Brinkley**, Secretary

Date: 10/21/15

[Redacted Signature]

Witness:

APPROVED FOR FORM AND LEGAL SUFFICIENCY

THIS 20th DAY OF October, 2015

[Redacted Signature]

ASSISTANT ATTORNEY GENERAL