

Opinion of Trustees
Resolution of Dispute
Case No. 84-098
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January 28, 1986

(Opinion issued in letter form; name and address deleted)

Re: Opinion of Trustees
Resolution of Dispute
Case No. 84-098

Pursuant to Article IX of the United Mine Workers of America 1950 Benefit Plan and Trust, and under the authority of an exemption granted by the United States Department of Labor, the Trustees have reviewed your Request for Resolution of Dispute concerning benefits coverage under the terms of your Employer Benefit Plan for calcium, a mineral supplement your wife requires as a result of her thyroid condition.

According to Article III. A. 4. (a) and (b) of your Employer Benefit Plan, benefits are provided only for those drugs which, by federal or state law, require a prescription. Because the calcium supplement your wife requires is not a prescription drug (does not require a prescription under federal or state law), it does not satisfy the coverage requirements of Article III. A. 4. (a) and (b) of your Employer Benefit Plan. Therefore, your Employer is not responsible for payment of charges for this product.

Sincerely,

Joseph P. Connors, Sr., Chairman

Paul R. Dean, Trustee

William B. Jordan, Trustee

William Miller, Trustee

Donald E. Pierce, Jr., Trustee