

August 18, 2020

Dear Covered Entity Partner:

We are aware that some drug manufacturers are requesting that you upload certain contract pharmacy claims data related to 340B eligible prescriptions to 340besp.com. As you know, such claims data includes information that is protected under applicable law and the terms of our agreement. Without further information on the specific requests, we have concerns about you producing such data to third parties.

Specifically, we want to protect the confidentiality of our patient's information and be certain that the disclosure of our patient's protected health information is compliant with HIPAA. Additionally, some of the information requested may be considered "confidential" under the terms of our pharmacy services agreement and/or non-disclosure agreement.

Please know that we are committed to supporting the 340B Program and serving as your contract pharmacy. If you would like to discuss this matter in more details, please do not hesitate to contact us.

Warm regards,

Nancy McCutcheon

SVP, Strategic Sales & 340B

Optum Specialty & Diplomat

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