

NORTH CAROLINA STATE BOARD OF DENTAL EXAMINERS

IN RE: REQUEST FOR DECLARATORY)
RULING BY AFFORDABLE CARE, INC.;)
AMERICAN DENTAL PARTNERS, INC.;)
AMERICAN DENTAL PARTNERS OF)
NORTH CAROLINA, INC.; DENTAL CARE)
PARTNERS, INC.; AND DENTAL HEALTH)
MANAGEMENT, INC.)

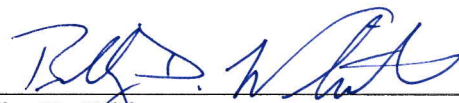
**NOTICE OF WITHDRAWAL
OF AMENDED
DECLARATORY RULING**

The N.C. State Board of Dental Examiners (“the Board”) issued an Amended Declaratory Ruling on December 7, 2010 (the “Amended Declaratory Ruling”) in which it amended its position regarding enforcement of the Dental Practice Act and the Board’s Management Arrangements Rule codified at 21 N.C. Admin. Code 16X .0101 (the “MAR”) with regard to dental practice management agreements. In the Amended Declaratory Ruling, the Board declared that it will prospectively enforce the provisions of the Dental Practice Act and the MAR against any licensee or management company that, prior to completion of the Board’s review process, enters into, renews, or continues to operate, under any management agreement that violates the Dental Practice Act or MAR (the “Amended Enforcement Policy”). The Board further declared that this Amended Enforcement Policy shall apply to all management agreements that are entered into, actively renewed, or allowed to continue past their terms, subsequent to the issuance of the Amended Declaratory Ruling.

Following the issuance of the Amended Declaratory Ruling, several management companies sought judicial review of the Amended Declaratory Ruling. The contentions raised in the judicial review proceeding included questions regarding the Amended Declaratory Ruling’s incorporation by reference of the Board’s November 22, 2010 Position Statement on Management Agreements with Dental Practices.

After careful consideration, the Board has concluded it should prospectively change the Amended Declaratory Ruling to narrow its focus to the Amended Enforcement Policy regarding dental practice management agreements. Therefore, as of the effective date set forth below, the Board hereby withdraws the Amended Declaratory Ruling, which will be superseded and replaced in its entirety by the Second Amended Declaratory Ruling issued by the Board contemporaneously with this Notice of Withdrawal. The Board’s Amended Enforcement Policy regarding dental practice management agreements which took effect with the issuance of the Amended Declaratory Ruling, will remain in continuous effect with the issuance of the superseding Second Amended Declaratory Ruling.

Effective this the 19th day of August, 2011.



Bobby D. White
Chief Operations Officer
North Carolina State Board of Dental Examiners

CERTIFICATE OF SERVICE

I certify that a copy of the foregoing Notice of Withdrawal of Amended Declaratory Ruling has been served upon the following parties by certified mail, return receipt requested, first-class postage pre-paid at the addresses shown below, which are the last known addresses for each party:

Affordable Care, Inc.
c/o National Registered Agents, Inc.,
Registered Agent
120 Penmarc Drive
Raleigh, NC 27603

American Dental Partners, Inc.
c/o The Corporation Trust Company,
Registered Agent
Corporation Trust Center
1209 Orange Street
Wilmington, DE 19801

Dental Care Partners, Inc.
c/o Corporation Service Company,
Registered Agent
327 Hillsborough Street
Raleigh, NC 27603

American Dental Partners of North
Carolina, LLC
c/o CT Corporation System
Registered Agent
150 Fayetteville Street, Box 1011
Raleigh, NC 27601

Dental Health Management, Inc.
CompBenefits Corporation, Successor
c/o Corporation Service Company
Registered Agent
2711 Centerville Road, Suite 400
Wilmington, DE 19808

With Courtesy Copies sent by certified mail, return receipt requested, first class postage pre-paid to:

Reed N. Fountain, Esq.
Young Moore and Henderson
3101 Glenwood Avenue
Raleigh, NC 27612
Attorneys for Affordable Care, Inc.

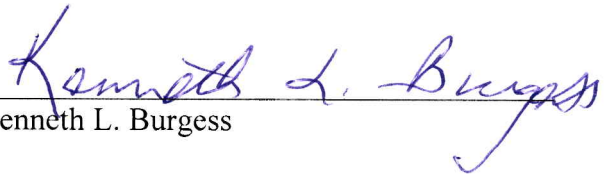
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*Counsel for CompBenefits Corporation,
Successor to Dental Health Management, Inc.*

This the 19th day of August, 2011.


Kenneth L. Burgess