

PRIVATE CONTRACT

The purpose of this document is to make you aware that Elementals Living, LLC does not bill any insurance, including Medicare. Dr. Hicks is **NOT a Medicare Provider** and any services that you may have with him or any employee of Elementals Living, LLC is considered an out-of-pocket service. Dr. John H Hicks III is excluded from Medicare under the Social Security Act.

- In signing this contract you, as the beneficiary or legal representative accepts full responsibility for payment of this charge.
- By signing, you are accepting that Medicare limits do not apply to these charges and that **you will not** submit a claim to Medicare.
- As a Medicare beneficiary or legal representative you understand that Medicare payment will not be made for any items or services furnished by Dr. Hicks or an employee of Elementals Living, LLC that would have otherwise been covered by Medicare if there was no private contract and a proper Medicare claim had been submitted.
- You as the beneficiary or legal representative are clearly entering into this contract with the knowledge of the right to obtain Medicare-covered items and services from physicians and practitioners who have not opted out of Medicare, and the beneficiary is not compelled to enter into private contracts with other physicians or practitioners who have not opted out.
- The period that the Opt-out Agreement are in effect is from June 25, 2009 through June 25, 2011.
- You as the beneficiary or legal representative understands that Medigap plans do not, and that other supplemental plans may elect not to, make payments for items and services not paid for by Medicare.
- This private contract does not apply if the beneficiary requires emergency care services or urgent care services while at our facility.

Signature of Beneficiary or Legal Representative

Date

Dr. John H Hicks III MD