

IN THE UNITED STATES COURT OF FEDERAL CLAIMS

PREMERA BLUE CROSS, <i>et al.</i>,)	
)	
Plaintiffs,)	No. 17-1155C
)	
v.)	
)	Judge Griggsby
THE UNITED STATES OF AMERICA,)	
)	
Defendant.)	
)	

**JOINT STATUS REPORT AND REQUEST
TO CONTINUE STAY OF PROCEEDINGS**

On June 26, 2018, at the parties' request, this Court continued the operative stay in this case for 30 days. Dkt. 12. On July 24, 2018, counsel for Plaintiffs contacted counsel for the United States to request an additional ninety (90) days to consider the direction that this litigation should take in light of the Federal Circuit's decisions in *Land of Lincoln Mutual Health Insurance Company v. United States*, 892 F.3d 1184 (Fed. Cir. 2018) and *Moda Health Plan, Inc. v. United States*, 892 F.3d 1311 (Fed. Cir. 2018). The United States agreed to this request, which was granted by the Court. Dkt. 14. Final rulings remain pending in *Land of Lincoln* and *Moda* while counsel seek en banc review.

Counsel for the United States has contacted counsel for the Plaintiffs to request an additional stay. Consequently, the parties respectfully request that the Court continue the stay in this case for 60 days, at which time the parties shall file a joint status report stating their respective views on how this matter should proceed.

Dated: October 23, 2018

Respectfully submitted,

JOSEPH H. HUNT
Assistant Attorney General

RUTH A. HARVEY
Director
Commercial Litigation Branch

KIRK T. MANHARDT
Deputy Director

/s/ Phillip M. Seligman
PHILLIP M. SELIGMAN
MARC S. SACKS
FRANCES M. MCLAUGHLIN
TERRANCE A. MEBANE
SHANE HUANG
Commercial Litigation Branch
Civil Division
United States Department of Justice
P.O. Box 875
Ben Franklin Station
Washington D.C. 20044
Tel. (202) 307-1105
Fax (202) 307-0494
Phillip.seligman@usdoj.gov

Attorneys for the United States

/s/ Ursula Taylor
Ursula A. Taylor
Strategic Health Law
1500 N. Halsted Street, Suite 200
Chicago, IL 60642
Phone: (312) 825-1190
Fax: (312)-825-1501
utaylor@strategichealthlaw.com

*Attorneys for Plaintiffs, Premera Blue Cross
et al.*