

**IN THE UNITED STATES COURT OF FEDERAL CLAIMS**

<b>MINUTEMAN HEALTH, INC.,</b>	)	
	)	
<b>Plaintiff,</b>	)	<b>No. 16-1418C</b>
	)	
<b>v.</b>	)	
	)	<b>Judge Griggsby</b>
<b>THE UNITED STATES OF AMERICA,</b>	)	
	)	
<b>Defendant.</b>	)	
	)	

---

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

On June 27, 2018, the Court stayed this case until the United States Court of Appeals for the Federal Circuit issued mandates in *Land of Lincoln Mutual Health Insurance Company v. United States* and *Moda Health Plan, Inc. v. United States* and through the time for the disposition of any petition for a writ of certiorari that may be filed before the United States Supreme Court. Dkt. 11. On June 24, 2019, the Supreme Court granted petitions for certiorari in the *Land of Lincoln* and *Moda* cases and the companion case, *Maine Community Health Options v. United States*. On July 1, 2019, the Court required the parties to submit a joint status report by July 12, 2019, “stating their respective views regarding whether the stay of proceedings in this matter should continue, pending resolution of *Land of Lincoln* and *Moda*.” Dkt. 12.

In order to conserve the resources of the parties and this Court, the parties respectfully request that the Court continue the stay in this case until the Supreme Court has issued an opinion in *Moda*, *Maine Community Health*, and *Land of Lincoln*. The parties propose that they be required to file a status report with this Court within 30 days after the Supreme Court has issued its opinion.

Dated: July 11, 2019

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  
FRANCES M. MC LAUGHLIN  
TERRANCE A MEBANE  
MARC S. SACKS  
SHANE HUANG  
Commercial Litigation Branch  
Civil Division  
U.S. Department of Justice  
P.O. Box 875 Ben Franklin Station  
Washington, DC 20044-0875  
P: 202-307-1105  
F: 202-307-0494  
Phillip.seligman@usdoj.gov

*Attorneys for Defendant*

Respectfully submitted:

/s/ Barak A. Bassman  
Barak A. Bassman  
Sara B. Richman  
Leah Greenberg Katz  
PEPPER HAMILTON LLP  
3000 Two Logan Square  
Eighteenth and Arch Streets  
Philadelphia, PA 19103-2799  
P. 215-981-4000  
F. 215-981-4750  
bassmanb@pepperlaw.com  
richmans@pepperlaw.com  
katzl@pepperlaw.com  
Marc D. Machlin  
PEPPER HAMILTON LLP  
Suite 500  
600 Fourteenth Street, N.W.  
Washington, D.C. 20005-2004  
P. 202-220-1200  
F. 202-220-1665  
machlinm@pepperlaw.com

*Attorneys for Plaintiff*