

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA**

THE AMERICAN HOSPITAL ASSOCIATION,
ASSOCIATION OF AMERICAN MEDICAL
COLLEGES, THE FEDERATION OF
AMERICAN HOSPITALS, NATIONAL
ASSOCIATION OF CHILDREN’S
HOSPITALS, INC., MEMORIAL COMMUNITY
HOSPITAL AND HEALTH SYSTEM,
PROVIDENCE HEALTH SYSTEM -
SOUTHERN CALIFORNIA d/b/a
PROVIDENCE HOLY CROSS MEDICAL
CENTER, and BOTHWELL REGIONAL
HEALTH CENTER,

Plaintiffs,

v.

ALEX M. AZAR II,
in his official capacity as SECRETARY OF
HEALTH AND HUMAN SERVICES,

Defendant.

Civil Action No. 1:19-cv-3619-CJN

NOTICE

Plaintiffs have received the Court’s order postponing the April 22 hearing on the pending dispositive motions and acknowledge receipt.

We appreciate the extraordinary constraints under which the courts are currently operating because of the COVID-19 pandemic. At the same time, hospitals have not been relieved of the January 1, 2021 deadline to comply with the Administration's new negotiated-charge disclosure requirements – a deadline that was difficult even before the Nation’s hospitals have been put under the unimaginable strain of the current pandemic. In addition to being

unlawful, the new CMS rule increases the financial strain on hospitals nationwide, many of which are already at the financial breaking point due to the present public health crisis.

Accordingly, Plaintiffs respectfully suggest that the Court consider in the coming weeks whether a telephonic argument in early May might be suitable, in order to continue to progress the case to decision.

Respectfully submitted,

/s/ Catherine E. Stetson

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Dated: April 7, 2020