

In the United States Court of Federal Claims

PREMERA BLUE CROSS, *et al.*,)
v.)
THE UNITED STATES,)
Defendant.)
Plaintiffs,)
No. 17-1155C
Filed: September 18, 2017

STAY ORDER

This matter is one of several cases currently pending before this Court and the United States Court of Appeals for the Federal Circuit in which a plaintiff seeks to recover monies allegedly due from the United States for violation of the Patient Protection and Affordable Care Act, Pub. L. 111-148, 124 Stat. 119 (Mar. 23, 2010), breach of contract, and takings. On September 12, 2017, the Court issued an Order directing the parties to advise the Court of their respective views regarding whether this matter should be stayed pending resolution of the consolidated appeals in the *Land of Lincoln Mut. Health Ins. Co. v. United States*, 129 Fed. Cl. 81 (2016), *appeal docketed*, No. 17-1224 (Fed. Cir. Nov. 16, 2016), (“*Land of Lincoln*”) and *Moda Health Plan, Inc. v. United States*, 130 Fed. Cl. 436 (2017), *appeal docketed*, No. 17-1994 (Fed. Cir. May 9, 2017), (“*Moda*”) matters (docket entry no. 7).¹

On September 18, 2017, the parties filed a joint status report in which the parties state that they agree that this matter should be stayed pending resolution of the aforementioned consolidated appeals (docket entry no. 8).

In light of the foregoing, and for good cause shown:

¹ On May 30, 2017, the United States Court of Appeals for the Federal Circuit issued an order indicating that *Land of Lincoln Mut. Health Ins. Co. v. United States*, 129 Fed. Cl. 81 (2016), *appeal docketed*, No. 17-1224 (Fed. Cir. Nov. 16, 2016), and *Moda Health Plan, Inc. v. United States*, 130 Fed. Cl. 436 (2017), *appeal docketed*, No. 17-1994 (Fed. Cir. May 9, 2017), “are companion cases and will be assigned to the same merits panel.” See Appeal Order, dated May 30, 2017.

1. Further proceedings in this matter shall be **STAYED**, pending decisions by the Federal Circuit in *Land of Lincoln* and *Moda*; and
2. Within fourteen days after the Federal Circuit issues decisions in *Land of Lincoln* and *Moda*, the parties shall **FILE** a joint status report stating their respective views on how this matter should proceed.

IT IS SO ORDERED.

s/ Lydia Kay Griggsby
LYDIA KAY GRIGGSBY
Judge