

IN THE UNITED STATES COURT OF FEDERAL CLAIMS

DOUG OMMEN, in his capacity as)
Liquidator of CoOportunity Health, Inc., and)
DAN WATKINS, in his capacity as Special)
Deputy Liquidator of CoOportunity Health,)
Inc.,)
Plaintiffs,)
v.)
THE UNITED STATES OF AMERICA,)
Defendant.)

Case No.: 1:17-cv-957C
Judge Hertling

SECOND JOINT STATUS REPORT

Pursuant to this Court’s order directing the Parties to file a joint status report on proposed next steps (Dkt. No. 46), the Parties report their desire for this Court to refer this case to a settlement judge of this Court for mediation pursuant to Appendix H of this Court’s rules.

The Parties seek to resolve the entirety of their dispute quickly, including promote payments of risk corridors amounts not in dispute and resolution of all issues and amounts in dispute in a cost-effective manner and are willing to explore mediation with a judge of this Court to reach those goals. In the selection of the settlement judge to serve as mediator, the Parties respectfully would ask the Court to consider breadth of litigation involving the ACA that has been and remains before the Court and appoint as mediator a member of the Court cognizant of the issues in this mediation. Also with respect, the Parties report their desire for expeditious resolution and propose to file a Third Joint Status Report no later than August 17, 2020.

Dated: June 12, 2020

Respectfully submitted,

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