

IN THE UNITED STATES COURT OF FEDERAL CLAIMS

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|--------------------------------------|---|----------------------------|
| COMMON GROUND HEALTHCARE |) | |
| COOPERATIVE, |) | |
| |) | |
| Plaintiff, |) | No. 17-877C |
| |) | |
| v. |) | |
| |) | Chief Judge Sweeney |
| THE UNITED STATES OF AMERICA, |) | |
| |) | |
| Defendant. |) | |
| |) | |

JOINT MOTION TO STAY PROCEEDINGS IN THE DISPUTE SUBCLASS

Plaintiff and Subclass Representative Freelancers CO-OP of New Jersey, Inc. (“Freelancers”) and Defendant United States (collectively, the “Parties”) file this Joint Motion to Stay Proceedings for the Dispute Subclass.

This Court previously granted a motion to certify a Dispute Subclass, consisting of only Freelancers, and ordered a briefing schedule as follows:

- Defendant shall file its answer no later than Thursday, August 13, 2020.
- The subclass representative shall file its motion to strike defendant’s counterclaims no later than Monday, August 24, 2020.
- Defendant shall file its response in opposition to the motion to strike no later than Thursday, September 3, 2020.
- The subclass representative shall file its reply in support of its motion no later than Thursday, September 10, 2020.

Order, Dkt. # 105, at 4.

Counsel for the Parties have agreed in principle to a proposed course of action that would consensually resolve the remaining issues for the Dispute Subclass. Under the proposal, Freelancers will seek approval from the Superior Court of New Jersey (the “Liquidation Court”) to enter a stipulation for entry of judgment with the United States in this Court. The stipulation

and judgment would resolve all remaining issues for the Dispute Subclass.

In the interest of judicial efficiency, the Parties therefore respectfully request that this case be stayed with respect to the Dispute Subclass pending the approval, drafting, and filing of the proposed stipulation. The Parties also request that this Court order the Parties to file in 28 days a Joint Status Report with the Parties' respective positions on whether the stay should be lifted or continued, if the proposed stipulation has not yet been filed by that date.

DATED: August 13, 2020

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Respectfully submitted,

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