

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

COMMON GROUND HEALTHCARE  
COOPERATIVE,

Plaintiff,  
on behalf of itself and all others  
similarly situated,

vs.

THE UNITED STATES OF AMERICA,

Defendant.

No. 1:17-cv-00877-MMS  
(Judge Sweeney)

**PLAINTIFF'S MOTION FOR LEAVE TO DISTRIBUTE FUNDS**

On August 20, 2020, the Court entered a Rule 54(b) judgment in favor of the Non-Dispute Subclass in this matter in the amount of \$1,796,711,630.07, to be divided in accordance with the schedule found in Exhibit A to the Court's order. Dkt. 111. Currently pending before the Court is class counsel's motion for approval of its attorney's fee request and class representative incentive award. Dkt. 107. Class counsel requested 5% of the judgment as an attorney's fee, with a class representative incentive award to be drawn from the fee awarded to class counsel. *Id.* at 33-34.

On October 13, 2020, JND Legal Administration, the claims administrator retained by class counsel, received payment for the full amount of the judgment from the United States Department of Treasury Judgment Fund. JND Legal Administration is currently making preparations to distribute funds in accordance with the Court's order. Although class counsel's attorney's fee motion is still pending, Plaintiff and class counsel do not believe that there is any reason to delay distribution of funds to the class. Specifically, Plaintiff seeks leave for the claims administrator to distribute 95% of the funds paid pursuant to the judgment, while holding the remaining 5% in escrow pending resolution of the fee petition. Plaintiff proposes that the fees be

distributed *pro rata*, with each class member receiving 95% of the funds owed to them, as set forth on Exhibit A to this motion.

Plaintiff and class counsel seek leave of Court to proceed with distributing 95% of the class funds now. They believe that is the most efficient and expeditious manner of distributing funds pursuant to the Court's judgment, because it will ensure that class members receive the funds by year's end. Class counsel has conferred with the government, which indicated that it takes no position on this request.

Dated: October 15, 2020

Respectfully submitted,

QUINN EMANUEL URQUHART &  
SULLIVAN, LLP

/s/ Stephen Wedlow

Stephen Wedlow  
stephenswedlow@quinnemanuel.com  
191 North Wacker Drive  
Suite 2700  
Chicago, Illinois 60606  
Telephone: (312) 705-7400  
Facsimile: (312) 705-7401

J.D. Horton  
jdhorton@quinnemanuel.com  
Adam B. Wolfson  
adamwolfson@quinnemanuel.com  
865 S. Figueroa Street  
Los Angeles, California 90017  
Telephone: (213) 443-3000  
Facsimile: (213) 443-3100

*Attorneys for Plaintiff Common Ground  
Healthcare Cooperative and the Class*

# Exhibit A

HIOS ID	Issuer Name	2016 RC Payments Balance	95% Payment
36373	All Savers Insurance Company	\$6,211,732.83	\$5,901,146.19
39924	All Savers Insurance Company	\$1,126,391.67	\$1,070,072.09
85947	All Savers Insurance Company	\$37,629,395.75	\$35,747,925.96
98971	All Savers Insurance Company	\$2,787,630.49	\$2,648,248.97
78726	All Savers Insurance Company	\$446,164.50	\$423,856.28
63509	Allegian Insurance Company	\$6,758,866.06	\$6,420,922.76
67577	Alliance Health and Life Insurance Company	\$846,068.00	\$803,764.60
32536	ATRIO Health Plans	\$3,823,044.78	\$3,631,892.54
60536	Avera Health Plans, Inc.	\$14,067,742.19	\$13,364,355.08
74980	Avera Health Plans, Inc.	\$363,498.27	\$345,323.36
15287	Blue Cross & Blue Shield of Rhode Island	\$6,723,928.86	\$6,387,732.42
18558	Blue Cross and Blue Shield of Kansas, Inc.	\$17,976,022.65	\$17,077,221.52
27811	BlueCross BlueShield Kansas Solutions, Inc.	\$28,596,175.72	\$27,166,366.93
40586	Bluegrass Family Health, Inc.	\$12,763,363.04	\$12,125,194.89
45127	Capital Advantage Assurance Company	\$12,584,816.88	\$11,955,576.04
10207	CareFirst BlueChoice, Inc.	\$8,737,341.69	\$8,300,474.61
28137	CareFirst BlueChoice, Inc.	\$41,057,486.62	\$39,004,612.29
86052	CareFirst BlueChoice, Inc.	\$139,120.92	\$132,164.87
45532	CareFirst of Maryland, Inc.	\$11,602,784.86	\$11,022,645.62
77552	CareSource	\$32,086,445.80	\$30,482,123.51
54192	CareSource Indiana, Inc.	\$10,568,031.40	\$10,039,629.83
45636	CareSource Kentucky Co.	\$3,087,507.35	\$2,933,131.98
50328	CareSource West Virginia Co.	\$1,239,716.45	\$1,177,730.63
94788	CDPHP	\$1,128,625.43	\$1,072,194.16
92551	CDPHP Universal Benefits Inc.	\$10,440,924.71	\$9,918,878.47
47579	Chinese Community Health Plan	\$1,287,266.96	\$1,222,903.61
66252	CHRISTUS Health Plan	\$9,529,090.47	\$9,052,635.95
72034	CHRISTUS Health Plan	\$2,352,154.70	\$2,234,546.97
63312	Colorado Choice Health Plans	\$4,956,311.74	\$4,708,496.15
87416	Common Ground Healthcare Cooperative	\$27,657,256.98	\$26,274,394.13
18581	Community Health Plan of Washington	\$492,042.87	\$467,440.73
98905	CommunityCare HMO Inc.	\$677,742.83	\$643,855.69
87698	CommunityCare Life & Health Insurance Co.	\$1,522,505.85	\$1,446,380.56
38345	Dean Health Plan	\$5,406,793.42	\$5,136,453.75
78124	Excellus Health Plan, Inc.	\$23,595,031.50	\$22,415,279.93
88806	Fallon Community Health Plan, Inc.	\$1,935,393.50	\$1,838,623.83
22444	Geisinger Health Plan	\$13,244,631.61	\$12,582,400.03
75729	Geisinger Quality Options, Inc.	\$5,955,066.10	\$5,657,312.80
78079	GHMSI	\$434,190.13	\$412,480.62
94084	GHMSI	\$9,019,881.61	\$8,568,887.53
80473	Group Health Cooperative	\$21,043,260.92	\$19,991,097.87
34102	Group Health Plan, Inc.	\$14,052,643.55	\$13,350,011.37
40308	Group Hospitalization and Medical Services Inc.	\$4,073,508.25	\$3,869,832.84
27651	Gundersen Health Plan, Inc.	\$81,427.05	\$77,355.70
91058	Gundersen Health Plan, Inc.	\$3,649,847.44	\$3,467,355.07

78463	Harken Health Insurance Company	\$28,285,818.16	\$26,871,527.25
95852	Harken Health Insurance Company	\$12,210,414.34	\$11,599,893.62
70239	Health Choice Insurance Co.	\$12,591,097.47	\$11,961,542.60
27357	Health First Health Plans, Inc.	\$1,432,717.01	\$1,361,081.16
77150	Health First Insurance, Inc.	\$205,230.49	\$194,968.97
95865	Health Plan of Nevada, Inc.	\$3,326,339.65	\$3,160,022.67
47342	Health Tradition Health Plan	\$2,691,924.97	\$2,557,328.72
92036	HealthSpan, Inc.	\$1,546,837.99	\$1,469,496.09
20126	HealthSpan Integrated Care	\$4,471,693.71	\$4,248,109.02
19636	HMO Louisiana, Inc.	\$5,177,649.58	\$4,918,767.10
91661	Horizon Healthcare Services, Inc.	\$16,478,389.42	\$15,654,469.95
33380	Indiana University Health Plans, Inc.	\$403,177.29	\$383,018.43
21032	Kaiser Foundation Health Plan of Colo.	\$76,429,472.92	\$72,607,999.27
89942	Kaiser Foundation Health Plan of Georgia	\$30,010,904.53	\$28,510,359.30
90296	Kaiser Foundation Health Plan of the Mid-Atlantic States, Inc.	\$31,142,310.40	\$29,585,194.88
94506	Kaiser Foundation Health Plan of the Mid-Atlantic States, Inc.	\$2,007,972.38	\$1,907,573.76
95185	Kaiser Foundation Health Plan of the Mid-Atlantic States, Inc.	\$36,966,452.97	\$35,118,130.32
40513	Kaiser Foundation Health Plan, Inc.	\$155,537,695.89	\$147,760,811.10
60612	Kaiser Foundation Health Plan, Inc.	\$16,173,112.98	\$15,364,457.33
23371	Kaiser Foundation Healthplan of the NW	\$6,553,058.03	\$6,225,405.13
71287	Kaiser Foundation Healthplan of the NW	\$15,251,167.48	\$14,488,609.11
53789	Keystone Health Plan Central	\$14,500,584.78	\$13,775,555.54
97176	Louisiana Health Service & Indemnity Company	\$23,579,282.01	\$22,400,317.91
58326	MercyCare HMO, Inc.	\$1,966,338.04	\$1,868,021.14
35334	MercyCare Insurance Company	\$690,228.89	\$655,717.45
11177	MetroPlus Health Plan	\$15,037,085.52	\$14,285,231.24
81413	Network Health Plan	\$2,307,460.56	\$2,192,087.53
82483	North Shore-LIJ Insurance Company Inc	\$113,132,550.69	\$107,475,923.16
20507	Optima Health Plan	\$8,636,390.10	\$8,204,570.60
10544	Oscar Health Plan of California	\$4,167,289.22	\$3,958,924.76
20069	Oscar Insurance Company of Texas	\$35,085,745.70	\$33,331,458.42
74289	Oscar Insurance Corporation	\$107,138,699.40	\$101,781,764.43
50221	Oscar Insurance Corporation of New Jersey	\$3,064,840.14	\$2,911,598.13
48834	Oxford Health Plans (NJ), Inc.	\$4,561,830.04	\$4,333,738.54
10091	PacificSource Health Plans	\$7,045,120.75	\$6,692,864.71
23603	PacificSource Health Plans	\$9,853,702.22	\$9,361,017.11
60597	PacificSource Health Plans	\$1,205,143.84	\$1,144,886.65
65441	PHPS, Inc. (fka Phoenix Health Plans, Inc.)	\$14,356,552.64	\$13,638,725.01
50816	Physicians Health Plan of Northern Indiana, Inc.	\$4,482,634.94	\$4,258,503.19
58564	Physicians Plus Insurance Corporation	\$464,542.33	\$441,315.21
26734	Premier Health Plan, Inc.	\$5,682,287.55	\$5,398,173.17
57173	Presbyterian Health Plan, Inc.	\$2,801,184.47	\$2,661,125.25
52744	Presbyterian Insurance Company, Inc.	\$8,019,908.13	\$7,618,912.72
29698	Priority Health	\$26,339,617.56	\$25,022,636.68

29241	Priority Health Insurance Company (PHIC)	\$7,075,598.39	\$6,721,818.47
37392	Prominence HealthFirst of Texas, Inc.	\$1,572,951.33	\$1,494,303.76
56707	Providence Health Plan	\$66,966,568.57	\$63,618,240.14
70525	QCA Health Plan, Inc.	\$5,894,850.51	\$5,600,107.98
37903	QualChoice Life & Health Insurance Company, Inc.	\$6,742,797.09	\$6,405,657.24
80208	Rocky Mountain Health Care Options	\$4,463,039.51	\$4,239,887.53
97879	Rocky Mountain HMO	\$14,623,375.96	\$13,892,207.16
38166	Security Health Plan of Wisconsin, Inc.	\$27,043,286.85	\$25,691,122.51
26002	SelectHealth	\$57,700,877.85	\$54,815,833.96
68781	SelectHealth	\$143,988,818.30	\$136,789,377.39
26539	SHA, LLC DBA FirstCare Health Plans	\$7,708,618.14	\$7,323,187.23
92499	Sharp Health Plan	\$1,282,855.34	\$1,218,712.57
52664	Summa Insurance Company, Inc.	\$2,037,988.17	\$1,936,088.76
85736	UCare Minnesota	\$10,114,026.06	\$9,608,324.76
37873	UnitedHealthcare Benefits Plan of California	\$510,269.44	\$484,755.97
49650	UnitedHealthcare Insurance Company	\$793,529.41	\$753,852.94
31779	UnitedHealthcare Insurance Company	\$492,333.25	\$467,716.59
23489	UnitedHealthcare Insurance Company	\$2,903.41	\$2,758.24
57860	UnitedHealthcare Insurance Company	\$486,864.50	\$462,521.28
69443	UnitedHealthcare Insurance Company	\$2,134,105.98	\$2,027,400.68
68259	UnitedHealthcare of Alabama, Inc.	\$4,226,662.97	\$4,015,329.82
59036	UnitedHealthcare of Colorado, Inc.	\$719,427.07	\$683,455.72
68398	UnitedHealthcare of Florida, Inc.	\$9,330,450.46	\$8,863,927.94
43802	UnitedHealthcare of Georgia, Inc.	\$4,356,433.40	\$4,138,611.73
38499	UnitedHealthcare of Louisiana, Inc.	\$200,537.78	\$190,510.89
97560	UnitedHealthcare of Mississippi, Inc.	\$3,906,592.67	\$3,711,263.04
54235	UnitedHealthcare of New York, Inc.	\$4,509,245.86	\$4,283,783.57
33931	UnitedHealthcare of Ohio, Inc.	\$3,833,592.57	\$3,641,912.94
45480	UnitedHealthcare of Oklahoma, Inc.	\$3,012,668.48	\$2,862,035.06
24872	UnitedHealthcare of Pennsylvania, Inc.	\$2,254,922.55	\$2,142,176.42
21066	UnitedHealthcare of the Mid-Atlantic Inc	\$53,160.65	\$50,502.62
38599	UnitedHealthcare of the Mid-Atlantic Inc	\$1,646,134.28	\$1,563,827.57
44751	UnitedHealthcare of the Midlands, Inc.	\$6,406,781.24	\$6,086,442.18
51902	UnitedHealthcare of the Midlands, Inc.	\$1,351,512.14	\$1,283,936.53
16724	UnitedHealthcare of the Midwest, Inc.	\$157,038.37	\$149,186.45
66413	UnitedHealthcare of Utah, Inc.	\$53,669.11	\$50,985.65
43861	UnitedHealthcare of Washington, Inc.	\$1,374,207.83	\$1,305,497.44
62560	UPMC Health Coverage, Inc.	\$281,136.83	\$267,079.99
16322	UPMC Health Options, Inc.	\$60,714,960.72	\$57,679,212.68
75293	USAble Mutual Insurance Company	\$19,022,135.87	\$18,071,029.08
67243	Vantage Health Plan, Inc.	\$8,130,698.29	\$7,724,163.38
93689	Western Health Advantage	\$1,695,441.23	\$1,610,669.17
30969	ZOOM+Care Health Insurance	\$1,067,230.06	\$1,013,868.56
<b>TOTAL</b>		<b>\$1,796,711,630.07</b>	<b>\$1,706,876,048.65</b>