

IN THE UNITED STATES COURT OF FEDERAL CLAIMS

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|---------------------------|---|----------------------|
| HEALTH REPUBLIC INSURANCE |) | |
| COMPANY, |) | |
| |) | |
| Plaintiff, |) | |
| |) | |
| v. |) | No. 16-cv-259C |
| |) | |
| THE UNITED STATES, |) | Filed: June 24, 2021 |
| |) | |
| Defendant. |) | |
| |) | |

ORDER

On June 17, 2021, the Arches Subclass, consisting of Arches Mutual Insurance Co., and the United States filed a stipulation to entry of judgment. *See* Stip. to Enter J. for the Arches Subclass, ECF No. 128. The parties stipulate that the Arches Subclass is entitled to payment in the amount of \$56,415,700.72 from the United States under Section 1342 of the Patient Protection and Affordable Care Act, Pub. L. No. 111-148 (2010), 124 Stat. 119, and the Health Care and Education Reconciliation Act of 2010, Pub. L. No. 111-152 (2010), 124 Stat. 1029 (collectively, the “ACA”), for the 2014 and 2015 benefit years. *Id.* ¶ 7. From that amount, the parties further stipulate that the United States is entitled to payment from the Arches Subclass in the amount of \$10,998,057.70, which includes payments associated with the reinsurance program, a start-up loan to the Arches Subclass, advance payment of premium tax credits, cost-sharing reductions, and interest. *Id.* ¶ 8. Additionally, the parties stipulate that the United States is entitled to payment from the Arches Subclass in the amount of \$689,439.81, which includes payments associated with the risk adjustment program and risk adjustment user fees. *Id.* ¶ 9. The parties request that the Court enter judgment in favor of the Arches Subclass and the United States in accordance with their stipulations. *See id.*

Having determined pursuant to Rule 54(b) of the Rules of the United States Court of Federal Claims that there is no just reason for delay, the Court directs the Clerk to enter judgment in favor of the Arches Subclass in the amount of \$45,417,643.02 and final judgment in favor of the United States in the amount of \$689,439.81. The judgment in favor of the United States shall be paid and satisfied in full through deduction from the amount owed under the judgment to the Arches Subclass, creating a net payable amount by the United States to the Arches Subclass totaling \$44,728,203.21.

SO ORDERED.

Dated: June 24, 2021

/s/ Kathryn C. Davis

KATHRYN C. DAVIS
Judge