

IN THE UNITED STATES COURT OF FEDERAL CLAIMS

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|---------------------------|---|------------------------|
| HEALTH REPUBLIC INSURANCE |) | |
| COMPANY, |) | |
| |) | |
| Plaintiff, |) | |
| |) | |
| v. |) | No. 16-259 |
| |) | |
| THE UNITED STATES, |) | Filed: August 18, 2023 |
| |) | |
| Defendant. |) | |
| |) | |

ORDER

On August 15, 2023, Plaintiff filed a Motion for Leave to Distribute Funds to the Dispute Subclass, consisting of Colorado Health Insurance Cooperative, Inc. (“Colorado HealthOp”). *See* ECF No. 208. Plaintiff advises that on August 9, 2023, the claims administrator retained by Class Counsel received full payment owed to Colorado HealthOp in the amount of \$110,601,107.74. *Id.* at 1. Plaintiff notes Class Counsel’s stipulated motion requesting 5% of the judgment as attorneys’ fees is pending. *Id.* Plaintiff and Class Counsel seek leave of Court to distribute 95% of the funds in the amount of \$105,071,052.36 to Colorado HealthOp and hold the remaining 5% in escrow pending resolution of the attorneys’ fees motion. *Id.* at 1–2. The Government takes no position on this request. *Id.* at 2.

Having found good cause exists, the Court **GRANTS** Plaintiff’s motion. The claims administrator may proceed with distributing 95% of the funds to Colorado HealthOp and holding the remaining 5% in escrow pending resolution of the fee petition.

SO ORDERED.

Dated: August 18, 2023

/s/ Kathryn C. Davis

KATHRYN C. DAVIS
Judge