

No. 16-5202

**UNITED STATES COURT OF APPEALS
FOR THE DISTRICT OF COLUMBIA CIRCUIT**

UNITED STATES HOUSE OF REPRESENTATIVES,
Plaintiff – Appellee

v.

ERIC D. HARGAN, in his official capacity as Acting Secretary of Health and Human Services; U.S. Department of Health and Human Services; STEVEN T. MNUCHIN, in his official capacity as Secretary of the Treasury; U.S. Department of the Treasury,
Defendants – Appellants

THE STATE OF CALIFORNIA, et al.,
Intervenors for Appellants.

On Appeal from a Final Order of the U.S. District Court for the District of Columbia (No. 1:14-cv-01967) (Hon. Rosemary M. Collyer, U.S. District Judge)

JOINT STATUS REPORT

Plaintiff-appellee and defendants-appellants respectfully submit this joint status report. As the Court is aware, the Department of Health & Human Services has directed that cost-sharing reduction payments be stopped because they are not funded by any appropriation. *See* Oct. 13, 2017 Notice. In light of the changed circumstances, plaintiff and defendants are actively discussing the disposition of this case and hope to file a motion with this Court in furtherance of those efforts in

the coming weeks. Accordingly, plaintiff and defendants respectfully submit that the abeyance should be continued. In light of the status report submitted by the intervenors, if the Court is inclined to consider lifting the abeyance at this time, plaintiff and defendants respectfully request the opportunity to brief that issue.

Respectfully submitted.

/s/ Alisa B. Klein

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October 30, 2017

CERTIFICATE OF SERVICE

I certify that on October 30, 2017, I caused the foregoing Joint Status Report to be filed via the Court's CM/ECF system, which I understand caused delivery of a copy to all registered parties.

/s/ Thomas G. Hungar