

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

BLUE CROSS AND BLUE SHIELD OF )  
 NORTH CAROLINA, )  
 )  
 Plaintiff, )  
 )  
 v. )  
 )  
 THE UNITED STATES OF AMERICA, )  
 )  
 Defendant. )  
 \_\_\_\_\_)

No. 16-651 C  
Judge Griggsby

**NOTICE OF APPEAL**

Notice is hereby given that Plaintiff Blue Cross and Blue Shield of North Carolina in the above named case hereby appeals to the United States Court of Appeals for the Federal Circuit from the final judgment entered in this action on April 18, 2017 (Doc. No. 36), ordering the dismissal of Plaintiff’s complaint, and the memorandum opinion and order entered in this action on April 18, 2017 (Doc. No. 35), granting in part and denying in part Defendant United States of America’s motion to dismiss.

Date: June 9, 2017

Respectfully Submitted,

s/ Lawrence S. Sher  
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**CERTIFICATE OF SERVICE**

I hereby certify that on June 9, 2017, a copy of the foregoing Notice of Appeal was filed electronically with the Court's Electronic Case Filing (ECF) system. I understand that notice of this filing will be sent to all parties by operation of the Court's ECF system.

s/ Lawrence S. Sher

Lawrence S. Sher

*Counsel for Plaintiff*