

IN THE UNITED STATES COURT OF FEDERAL CLAIMS

PREMERA BLUE CROSS, et al.,)	
)	
Plaintiffs,)	No. 17-1155C
)	
v.)	
)	Judge Griggsby
THE UNITED STATES OF AMERICA,)	
)	
Defendant.)	
<hr/>)	

JOINT STATUS REPORT AND REQUEST TO CONTINUE STAY OF PROCEEDINGS

On June 26, 2018, at the parties’ request, this Court continued the operative stay in this case for 30 days. Dkt. 12. On July 24, 2018, counsel for Plaintiffs contacted counsel for the United States to request an additional ninety (90) days to consider the direction that this litigation should take in light of the Federal Circuit’s decisions in *Land of Lincoln Mutual Health Insurance Company v. United States*, 892 F.3d 1184 (Fed. Cir. 2018), and *Moda Health Plan, Inc. v. United States*, 892 F.3d 1311 (Fed. Cir. 2018). The United States agreed to this request, which was granted by the Court. Dkt. 14. On October 23, 2018, the parties requested an additional stay of 60 days pending final rulings on petitions for *en banc* review in the *Moda* and *Land of Lincoln* matters. The United States agreed to this request, which was granted by the Court. Dkt. 17. On November 6, 2018, the United States Court of Appeals for the Federal Circuit issued final rulings denying petitions for *en banc* review in *Land of Lincoln* and *Moda*.

Counsel for the United States has contacted counsel for the Plaintiffs to request an additional stay. Consequently, the parties respectfully request that the Court continue the stay in this case until sixty days after a decision by the United States Supreme Court on petitions for

certiorari in the *Land of Lincoln* and *Moda* matters, at which time the parties shall file a joint status report stating their respective views on how this matter should proceed.

Dated: December 21, 2018

Respectfully submitted,

/s/ Ursula Taylor

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