

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

HEALTH ALLIANCE MEDICAL PLANS, INC.,	)	
	)	
Plaintiff,	)	
	)	Case No. 18-334C
v.	)	Judge Campbell-Smith
	)	
THE UNITED STATES OF AMERICA,	)	
	)	
Defendant.	)	
	)	

**UNOPPOSED MOTION FOR LEAVE TO AMEND COMPLAINT**

Pursuant to RCFC 15, Plaintiff Health Alliance Medical Plans, Inc. (“Plaintiff” or “Health Alliance”) hereby moves to seek this Court’s leave to amend its Complaint to include additional damages for benefit year 2018, and file the attached Amended Complaint.

Plaintiff’s Complaint currently seeks damages for the Government’s failure to make cost-sharing reduction (“CSR”) payments for benefit year 2017. Plaintiff seeks this Court’s leave to amend its Complaint to include damages related to unpaid CSR payments for benefit year 2018 as well. The usual rule is that leave to amend should be liberally granted and, here, allowing Plaintiff to amend its Complaint would conserve judicial resources while not prejudicing the Government. It would be more efficient for Health Alliance to file an amended complaint in this docket rather than file a new complaint and tax additional court resources. Meanwhile, the Government would not be prejudiced, as the issue of whether the Government is liable to insurers for non-payment of CSR payments for benefit year 2018 has effectively been briefed. As such, this Court is in a position to issue a decision on the merits of the benefit year 2018 claim.

For the foregoing reasons, Plaintiff respectfully requests that this Court grant this motion, and allow Plaintiff to file the attached Amended Complaint. Prior to filing this motion, counsel of record for Health Alliance contacted the counsel of record for the Government for the Government's position on Health Alliance seeking leave to amend. The Government does not oppose this motion.

March 22, 2019

Respectfully submitted,

OF COUNSEL:

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**CERTIFICATE OF SERVICE**

I certify that on March 22, 2019, a copy of the forgoing motion was filed electronically using the Court's Electronic Case Filing (ECF) system. I understand that notice of this filing will be served on Defendant's Counsel via the Court's ECF system.

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