

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

SAMUEL PHILBRICK, et al.,)	
)	
Plaintiffs,)	
)	
v.)	Civil Action No. 1:19-cv-00773 (JEB)
)	
ALEX M. AZAR II, et al.,)	
)	
Defendants.)	
_____)	

JOINT MOTION REGARDING PROPOSED BRIEFING SCHEDULE

Plaintiffs in this action, a putative class of New Hampshire Medicaid beneficiaries, assert claims under the APA, 5 U.S.C. § 706, and Take Care Clause of the U.S. Constitution, Art. II, § 3, cl. 5, seeking declaratory and injunctive relief pertaining to actions taken by federal government officials pursuant to Section 1115 of the Social Security Act, 42 U.S.C. § 1315. In particular, Plaintiffs challenge the Secretary of Health and Human Services’: (1) issuance of a letter to State Medicaid Directors concerning states’ imposition of work and community-engagement requirements on Medicaid recipients and (2) decision to approve New Hampshire’s proposed Section 1115 project known as “Granite Advantage.” The community-engagement component of Granite Advantage is scheduled to take effect as early as June 1, 2019, with any terminations in coverage as early as August 1, 2019.

The parties have conferred and respectfully move this Court to enter the following expedited schedule:

- April 26:** Defendants Produce Administrative Record
- May 16:** Plaintiffs’ Motion for Preliminary Injunction and/or Motion for Summary Judgment

- June 6:** Government's Opposition to Plaintiffs' Motion(s) and Government's Motion to Dismiss and/or Motion for Summary Judgment
- June 17:** Plaintiffs' Opposition to Government's Motion(s) and Plaintiffs' Reply in Support of Their Motion(s)
- June 28:** Government's Reply in Support of its Motion(s).

The parties agree to stay Defendants' obligation to Answer the Complaint until resolution of these motions.

April 16, 2019

Respectfully submitted,

By: /s/ Jane Perkins

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Counsel for Defendants

CERTIFICATE OF SERVICE

I hereby certify that April 16, 2019, I electronically filed the foregoing with the Clerk of Court by using the CM/ECF system, which will send an electronic notice to counsel for Defendants listed below:

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By: /s/ Jane Perkins
JANE PERKINS

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**[PROPOSED] ORDER GRANTING JOINT MOTION
REGARDING PROPOSED BRIEFING SCHEDULE**

This matter is before the Court on the Parties joint stipulation regarding a proposed briefing schedule. ECF No. __. Having reviewed the joint motion, the Court hereby GRANTS the motion.

SO ORDERED this _____ day of _____, 2019.

HON. JAMES E. BOASBERG
UNITED STATES DISTRICT JUDGE