

IN THE UNITED STATES COURT OF APPEALS FOR THE
FEDERAL CIRCUIT

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MAINE COMMUNITY HEALTH))
OPTIONS,))
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Plaintiff – Appellee,))
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v.)	No. 19-2102
))
THE UNITED STATES,))
))
Defendant – Appellant.))
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**UNOPPOSED MOTION TO DESIGNATE THIS APPEAL AS A
COMPANION CASE TO FULLY BRIEFED RELATED APPEALS,
AND TO FORGO BRIEFING IN THIS APPEAL**

For the following reasons, Maine Community Health Options (“Health Options”) requests that this appeal be designated as a companion case to related appeals in which briefing is complete: *Sanford Health Plan v. United States*, No. 19-1290 (*Sanford*) (consolidated with *Montana Health CO-OP v. United States*, No. 19-1302 (*Montana*)) and *Community Health Choice, Inc. v. United States*, No. 19-1633 (*Community*). To avoid delay, Health Options further requests that the parties be permitted to forgo briefing in this appeal

and to rest on the briefs already filed in the related appeals. This motion is unopposed.

1. The issues presented in this appeal are identical to the issues presented in the *Community* appeal, and overlap with the issues presented in the *Sanford* and *Montana* appeals. Stephen McBrady, who is the counsel for Health Options, also represents the plaintiffs in *Sanford* and *Montana*. To ensure that Mr. McBrady can address all relevant issues at oral argument, Health Options requests that this appeal be designated as a companion case to the *Sanford/Montana* and *Community* appeals.

2. The government consents on the understanding that there will be no briefing in this appeal. Instead, the parties will rest on the briefs already filed in the *Sanford/Montana* appeal and the *Community* appeal. Plaintiff in the *Community* appeal consents on the same condition, which will ensure that there is no delay of the oral argument in the fully briefed appeals.

July 12, 2019

/s/ Stephen J. McBrady
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CERTIFICATE OF COMPLIANCE

I certify that this document complies with the word limit of Fed. R. App. P. 27(d)(2)(A) because, excluding the parts of the document exempted by Fed. R. App. P. 32(f), it contains 253 words.

July 12, 2019

/s/ Stephen J. McBrydy
Stephen J. McBrydy

CERTIFICATE OF SERVICE

I hereby certify that on July 12, 2019, I electronically filed the foregoing motion with the Clerk of the Court for the United States Court of Appeals for the Federal Circuit by using the appellate CM/ECF system. Participants in the case are registered CM/ECF users, and service will be accomplished by the appellate CM/ECF system.

/s/ Stephen J. McBrady
Stephen J. McBrady