

In the United States Court of Federal Claims

No. 17-363C

(E-Filed: May 29, 2020)

RAYMOND G. FARMER, in his)
capacity as Liquidator of Consumers’)
Choice Health Insurance Company,)
and MICHAEL J. FITZGIBBONS, in)
his capacity as Special Deputy)
Liquidator of Consumers’ Choice)
Health Insurance Company,)
)
Plaintiffs,)
)
v.)
)
THE UNITED STATES,)
)
Defendant.)

ORDER

On May 27, 2020, the parties filed a joint status report in this matter, pursuant to the court’s June 28, 2018 order requiring such a report within thirty days of the resolution of relevant litigation, specifically Land of Lincoln Mutual Health Insurance Company v. United States, Case No. 17-1224, and Moda Health Plan, Inc. v. United States, Case No. 17-1994. See ECF No. 12. Therein, the parties report that on April 27, 2020, the Supreme Court of the United States issued a consolidated decision reversing and remanding these relevant cases back to the United States Court of Appeals for the Federal Circuit for further proceedings consistent with the opinion. See id. at 1.

Defendant states that it “continues to review the Supreme Court’s opinion” and the various details of this case and sixty-six other cases filed regarding the same national program. Id. at 2. Defendant therefore requests forty-five days, through July 13, 2020, “within which to consider its position in these cases and to propose, jointly with the Plaintiff to the extent possible, a course to govern proceedings moving forward.” Id. at 3.

As a matter of judicial efficiency and for good cause shown, the court agrees with defendant’s proposal. The clerk’s office is directed to continue the **STAY** in this matter

until further order of the court. On or before **July 13, 2020**, the parties are directed to **CONFER** and **FILE** a **joint status report** proposing further proceedings in this matter. The status report shall indicate the parties' positions on the current stay of this matter.

IT IS SO ORDERED.

s/ Patricia E. Campbell-Smith
PATRICIA E. CAMPBELL-SMITH
Judge