

In the United States Court of Federal Claims

No. 17-1542C

(Filed: May 13, 2020)

LOCAL INITIATIVE HEALTH *
AUTHORITY FOR L.A. COUNTY, d/b/a *
L.A. CARE HEATH PLAN, *

Plaintiff, *

v. *

THE UNITED STATES, *

Defendant. *

ORDER

On May 12, 2020, the parties filed a joint status report where counsel for the Government requested 45 days to assess how the Supreme Court’s decision in *Maine Community Health Options v. United States*, No. 18-1023, 2020 WL 1978706 (U.S. Apr. 27, 2020), impacts the Government’s liability under the risk corridor program. Dkt. No. 54. Plaintiff opposes a 45-day extension and submits that 15 additional days is sufficient for the Government to determine whether it agrees to the final risk corridor damages for calendar years (“CY”) 2014, 2015, and 2016.

For good cause shown, the Court GRANTS Plaintiff’s motion IN PART, extending the deadline by 30 days. On or before June 12, 2020 the parties shall:

1. File a joint report detailing any additional risk corridor damages amount the Government owes Plaintiff for CY 2014, CY 2015, and CY 2016 by stipulation, if possible.
2. If the parties are able to agree on the final damages for CY 2014, CY 2015, and CY 2016, then the parties shall file a motion for consent judgment in that total risk corridors damages amount.

3. If the parties are unable to stipulate to an agreed-upon total risk corridors damages amount owed, then they must file a joint status report explaining the discrepancy.

IT IS SO ORDERED.

s/ Thomas C. Wheeler
THOMAS C. WHEELER
Judge