

NOTE: This order is nonprecedential.

**United States Court of Appeals
for the Federal Circuit**

MODA HEALTH PLAN, INC.,
Plaintiff-Appellee

v.

UNITED STATES,
Defendant-Appellant

2017-1994

Appeal from the United States Court of Federal Claims
in No. 1:16-cv-00649-TCW, Judge Thomas C. Wheeler.

PER CURIAM.

ORDER

In response to this court's June 5, 2020 order for supplemental briefing, the parties filed a Joint Stipulation (ECF No. 160) requesting that this court remand this case to the U.S. Court of Federal Claims for further disposition.

Upon consideration of the Joint Stipulation,

IT IS ORDERED THAT:

- (1) This case is remanded to the U.S. Court of Federal Claims for further proceedings consistent with the U.S. Supreme Court's opinion in *Maine Community*

Health Options v. United States, 140 S. Ct. 1308
(2020).

(2) Each side shall bear its own costs.

FOR THE COURT

June 30, 2020
Date

/s/ Peter R. Marksteiner
Peter R. Marksteiner
Clerk of Court

ISSUED AS A MANDATE: June 30, 2020