

NOTE: This order is nonprecedential.

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

**BLUE CROSS AND BLUE SHIELD OF NORTH
CAROLINA,**
Plaintiff-Appellant

v.

UNITED STATES,
Defendant-Appellee

2017-2154

Appeal from the United States Court of Federal Claims
in No. 1:16-cv-00651-LKG, Judge Lydia Kay Griggsby.

PER CURIAM.

O R D E R

In response to this court's June 5, 2020 order for supplemental briefing, the parties filed a Joint Stipulation (ECF No. 62) requesting that this court vacate the judgment of the U.S. Court of Federal Claims and remand to that court for final disposition.

Upon consideration of the Joint Stipulation,

IT IS ORDERED THAT:

- (1) The judgment of the U.S. Court of Federal Claims is vacated.
- (2) 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).
- (3) Each side shall bear its own costs.

FOR THE COURT

June 24, 2020
Date

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

ISSUED AS A MANDATE: June 24, 2020