

IN THE UNITED STATES COURT OF FEDERAL CLAIMS

SENDERO HEALTH PLANS, INC.)	
)	
Plaintiff,)	No. 17-2048C
)	
v.)	Judge Griggsby
)	
THE UNITED STATES,)	
)	
Defendant.)	
)	
_____)	

JOINT STATUS REPORT

By Order of June 16, 2020, the Court directed the parties to file a joint status report by June 26, 2020. Dkt. No. 18. In accordance with the Court’s Order, the parties jointly report as follows:

The Parties are working together to attempt agreement on a stipulation for entry of partial judgment on the risk corridors claims. This process has included the exchange of information about the appropriate damages amount, and the parties are hopeful that the process will soon be completed successfully.

The Parties ask for 14 days within which to file a stipulation for entry of partial judgment on the risk corridors claims. At the end of that period, if agreement cannot be reached and a stipulation filed with the Court, then the Parties will file a joint status report with the proposed next steps in this litigation.

In the June 16 Order, the Court also asked for the views of the Parties about whether this case should be severed under Rule 21 to separate the risk corridors claims from the cost sharing reduction claims in the amended complaint. The Parties believe that severance under Rule 21 is unnecessary at this time. If agreement can be reached on the damages amount for the risk corridors

claims, then a partial final judgment under Rule 54(b) can be entered on the risk corridors claims, leaving the cost sharing reduction claims as the only remaining claims in the case. Both Parties prefer to proceed in this manner. If, however, the Court believes that severance under Rule 21 is the better course of action, neither of the parties would oppose severance so long as the severed case is designated as a directly related case.

In any event, the Parties would ask that the cost sharing reduction claims remain stayed.

Dated: June 26, 2020

Respectfully submitted,

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CERTIFICATE OF SERVICE

I certify that on June 26, 2020, a copy of the attached Joint Status Report was served via the Court's CM/ECF system on all counsel of record.

/s/ William L. Roberts
William L. Roberts