

**IN THE UNITED STATES COURT OF FEDERAL CLAIMS**

RAYMOND G. FARMER, in his capacity as	:	
Liquidator of Consumers' Choice Health Insurance	:	Judge Campbell-Smith
Company, and Michael J. FitzGibbons, in his	:	
capacity as Special Deputy Liquidator of	:	Case No. 17-363C
Consumers' Choice Health Insurance Company,	:	
	:	
Plaintiffs,	:	
	:	
v.	:	
	:	
THE UNITED STATES OF AMERICA,	:	
	:	
Defendant.	:	

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**JOINT STATUS REPORT**

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On May 27, 2020, the parties filed a joint status report advising the Court that the United States was continuing its review and analysis of the then-recent ruling of the United State Supreme Court in *Maine Community Health Options v. United States*, No. 18-1023, 590 U.S. --- (2020), and requesting this Court provide additional time for the United States to propose an efficient and appropriate process to reach a conclusion in this case, and every other risk corridors case before the Court. On May 29, 2020, the Court granted the request, stayed this proceeding, and requested another status report in 45 days.

In the time since the Court's Order staying the proceeding, the parties have worked diligently to determine an appropriate resolution of this case. Specifically, the parties have engaged in efforts to prepare a joint stipulation to the entry of judgment in favor of Plaintiffs for the amount due to Consumers' Choice Health Insurance Company ("Consumers' Choice") under section 1342 of the Patient Protection and Affordable Care Act ("ACA"), subject only to setoff in the amount owed by Consumers' Choice to the United States under the Start-Up Loan discussed in Plaintiffs' Complaint and not subject to setoff against any amounts owed by Consumers' Choice

to the United States under the Solvency Loan discussed in Plaintiffs' Complaint or any other ACA program. The parties anticipate finalizing and submitting the joint stipulation within the next 45 days and respectfully request this Court continue the stay of this proceeding in anticipation of the filing of the stipulation.

Respectfully submitted,

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