

In the United States Court of Federal Claims

No. 20-546

(Filed: 24 September 2020)

CIGNA HEALTH AND LIFE INSURANCE, *
COMPANY, *et al.*, *

Plaintiffs, *

v. *

THE UNITED STATES, *

Defendant. *

ORDER

On 1 July 2020, the Court ordered parties to stay proceedings in this case. Order, ECF No. 7, at 2. The order required parties to file a joint status report proposing further proceedings within 30 days of the Federal Circuit’s decision in one or all of the following cases pending before the U.S. Court of Appeals for the Federal Circuit related to cost-sharing reductions (“CSRs”): *Sanford Health Plan v. United States*, 139 Fed. Cl. 701 (2018), *appeal docketed*, No. 19-1290 (Fed. Cir. 2018); *Montana Health Co-Op v. United States*, 139 Fed. Cl. 213 (2018), *appeal docketed*, No. 19-1302 (Fed. Cir. 2018); *Community Health Choice, Inc. v. United States*, 141 Fed. Cl. 744 (2019), *appeal docketed*, No. 19-1633 (Fed. Cir. 2019); and *Maine Community Health Options v. United States*, 143 Fed. Cl. 381 (2019), *appeal docketed*, No. 19-2102 (Fed. Cir. 2019). *Id.*

Pursuant to the Court’s 1 July 2020 order, on 14 September 2020, parties filed a joint status report and a motion to continue stay. Joint Status Report and Mot. to Continue Stay, ECF No. 13, at 1. The parties report the Federal Circuit issued opinions on the four Federal Circuit cases on August 14, 2020. *Id.* Parties state, “[a]lthough the Federal Circuit has issued rulings in the CSR appeals, it has not yet issued mandates in those appeals.” *Id.* at 1. Parties further observe these cases may be subject to petition for rehearing, for rehearing en banc, or for a writ of certiorari, any of which may have an additional impact on the remaining CSR claims in this case. *Id.* at 2–3. Accordingly, parties request the Court stay the remaining CSR claims in this case, Counts III and IV, to 23 October 2020, noting other judges on this court have stayed cases with CSR claims until that date. *Id.* at 3.

For good cause shown, the Court **GRANTS** the parties’ joint motion to stay proceedings in this case related to Counts III and IV. Parties shall file a joint status report proposing further proceedings on **23 October 2020**.

IT IS SO ORDERED.

s/ Ryan T. Holte
RYAN T. HOLTE
Judge