

**In the United States Court of Federal Claims**

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SENDERO HEALTH PLANS, INC., )  
 )  
 Plaintiff, )  
 )  
 v. )  
 )  
 THE UNITED STATES, )  
 )  
 Defendant. )

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No. 17-2048C

Filed: October 23, 2020

**ORDER**

On October 23, 2020, the parties in the above-captioned matter filed a joint status report requesting that the Court continue the stay of proceedings in light of the United States Court of Appeals for the Federal Circuit decisions in *Community Health Choice, Inc. v. United States*, No. 19-1633, and *Maine Community Health Options v. United States*, No. 19-2102 (ECF No. 29). The parties indicate that the plaintiffs in those cost-sharing reduction (“CSR”) matters filed petitions for rehearing *en banc* regarding the Federal Circuit’s damages rulings, and therefore the requested stay will provide the Court and the parties clarity regarding the posture of those petitions and their potential impact on this case. *Id.* at 1–2. And so, the parties request that the Court continue the stay in this matter, and that they file a joint status report proposing further proceedings 30 days after either the Federal Circuit’s judgments in those appeals become final and non-appealable, or the Supreme Court of the United States resolves any petition for writ of certiorari filed in those cases. *Id.* at 2.

In light of the foregoing, and for good cause shown, the Court continues the **STAY** of proceedings in this matter. The parties shall **FILE** a joint status report proposing further proceedings within 30 days of either:

- (1) the Federal Circuit's judgments in *Community Health Choice* and *Maine Community Health Options* become final and non-appealable; or
- (2) the Supreme Court of the United States resolves any potential petition for writ of certiorari filed in those cases.

**IT IS SO ORDERED.**

s/ Lydia Kay Griggsby  
LYDIA KAY GRIGGSBY  
Judge