

NOTE: This order is nonprecedential.

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

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**MAINE COMMUNITY HEALTH OPTIONS,**  
*Plaintiff-Appellee*

v.

**UNITED STATES,**  
*Defendant-Appellant*

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2019-2102

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Appeal from the United States Court of Federal Claims  
in No. 1:17-cv-02057-MMS, Chief Judge Margaret M.  
Sweeney.

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**ON PETITION FOR REHEARING EN BANC**

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Before PROST, *Chief Judge*, NEWMAN, LOURIE,  
BRYSON<sup>1</sup>, DYK, MOORE, O'MALLEY, REYNA, WALLACH,  
TARANTO, CHEN, HUGHES, and STOLL, *Circuit Judges*.

PER CURIAM.

**O R D E R**

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<sup>1</sup> Circuit Judge Bryson participated only in the decisions on the petitions for panel rehearing.

Maine Community Health Options filed a petition for rehearing en banc. Anthem, Inc., Local Initiative Health Authority for Los Angeles County, and Molina Healthcare of California, Inc. filed a brief as amici curiae in support of the petition. At the court's invitation and with leave of the court, the United States filed a response to the petition and incorporated a conditional cross-petition for rehearing en banc. The petitions were first referred as petitions for rehearing to the panel that heard the appeal, and thereafter the petitions for rehearing en banc were referred to the circuit judges who are in regular active service.

Upon consideration thereof,

IT IS ORDERED THAT:

The petitions for panel rehearing are denied.

The petitions for en banc rehearing are denied.

The mandate of the court will issue on November 17, 2020.

FOR THE COURT

November 10, 2020

Date

/s/ Peter R. Marksteiner

Peter R. Marksteiner

Clerk of Court