

In the United States Court of Federal Claims

No. 19-1164C

(E-Filed: December 18, 2020)

EMBLEMHEALTH, INC, HEALTH)
INSURANCE PLAN OF GREATER)
NEW YORK, INC, et al.,)
)
Plaintiffs,)
)
v.)
)
THE UNITED STATES,)
)
Defendant.)

ORDER

On December 17, 2020, pursuant to the court’s September 14, 2020 order, the parties filed a joint status report which included a motion to continue the stay in this matter. See ECF No. 9. Therein, the parties update the court on the status of the pending consolidated cost-sharing reduction (CSR) appeals before the United States Court of Appeals for the Federal Circuit appeals—Maine Cmty. Health Options v. United States, (Fed. Cir. No. 19-1290), and Community Health Choice, Inc. v. United States, (Fed. Cir. No. 19-1633). The parties report that on November 10, 2020, the Federal Circuit denied appellees’ petitions for en banc rehearing in both cases, and the period for filing a petition for a writ of certiorari is currently running in those matters. The parties therefore request that the stay in this matter continue and propose to file a joint status report within thirty-days after the final resolution of the consolidated CSR appeals. See id. at 1.

For good cause shown, the clerk’s office is directed to continue the **STAY** of this matter until further order of the court. Within **thirty days** of the issuance of a final decision in consolidated CSR appeals cited above, the parties are directed to **FILE** a **joint status report** informing the court of the parties’ position on the current stay and proposing an agreed-upon schedule for further proceedings in this matter, if appropriate.

IT IS SO ORDERED.

s/Patricia E. Campbell-Smith

PATRICIA E. CAMPBELL-SMITH

Judge