

**IN THE UNITED STATES COURT OF APPEALS  
FOR THE FEDERAL CIRCUIT**

BLUE CROSS & BLUE SHIELD OF NORTH  
DAKOTA,

Plaintiff-Appellee,

v.

UNITED STATES,

Defendant-Appellant.

No. 2021-1389

**UNOPPOSED MOTION FOR VOLUNTARY DISMISSAL OF APPEAL**

Pursuant to Rule 42(b) of the Federal Rules of Appellate Procedure, the government respectfully moves for voluntary dismissal of its appeal in this case, with prejudice, with each party to bear its own costs. Plaintiff has authorized us to state that this motion is unopposed.

Respectfully submitted,

MARK B. STERN

*s/ Alisa B. Klein*

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JANUARY 2021

## CERTIFICATE OF COMPLIANCE

I certify that this document complies with the word limit of Fed. R. App. P. 27(d)(2)(A) because, excluding the parts of the document exempted by Fed. R. App. P. 32(f), it contains 45 words.

*/s/ Alisa B. Klein*  
Alisa B. Klein

**CERTIFICATE OF SERVICE**

I hereby certify that on January 23, 2021, I electronically filed the foregoing motion with the Clerk of the Court by using the appellate CM/ECF system. I certify that the participants in the case are registered CM/ECF users and that service will be accomplished by the appellate CM/ECF system.

*/s/ Alisa B. Klein*  
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Alisa B. Klein