

UNITED STATES COURT OF APPEALS  
FOR THE NINTH CIRCUIT

**FILED**

JUL 2 2021

MOLLY C. DWYER, CLERK  
U.S. COURT OF APPEALS

RACHEL CONDRY; et al.,

Plaintiffs-Appellees,

TERESA HARRIS,

Intervenor-Plaintiff-  
Appellee,

v.

UNITEDHEALTH GROUP, INC.; et al.,

Defendants-Appellants.

No. 20-16823

D.C. No. 3:17-cv-00183-VC  
Northern District of California,  
San Francisco

ORDER

RACHEL CONDRY; et al.,

Plaintiffs-Appellants,

TERESA HARRIS,

Intervenor-Plaintiff-  
Appellant,

v.

UNITEDHEALTH GROUP, INC.; et al.,

Defendants-Appellees.

No. 20-16857

D.C. No. 3:17-cv-00183-VC

The court requests that the parties submit simultaneous supplemental briefing addressing the following questions:

- 1) Is the Stipulated Final Judgment and Order entered by the district court a “final decision” for purposes of 28 U.S.C. § 1291? The parties should address the Supreme Court’s decision in *Microsoft Corp. v. Baker*, 137 S. Ct. 1702 (2017), in their responses.
  
- 2) Do the cross-appeals from the Stipulated Final Judgment and Order present a genuine “case” or “controversy” as is required for jurisdiction under Article III of the United States Constitution?

The parties’ simultaneous supplemental filings shall be submitted by Wednesday, July 14, 2021. The briefs shall be no more than 2,500 words.

FOR THE COURT:

MOLLY C. DWYER  
CLERK OF COURT

By: Allison Fung  
Deputy Clerk  
Ninth Circuit Rule 27-7