

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

LOCAL INITIATIVE HEALTH)	
AUTHORITY FOR LOS ANGELES)	
COUNTY, dba L.A. Care Health Plan,)	
)	Nos. 20-1393 (L), 20-2254
Plaintiff-Appellee,)	
)	
v.)	
)	
UNITED STATES,)	
)	
Defendant-Appellant.)	

JOINT MOTION TO CONTINUE STAY

Pursuant to the Court's March 4, 2022 order (ECF No. 25), Plaintiff-Appellee Local Initiative Health Authority for Los Angeles County, dba L.A. Care Health Plan, and Defendant-Appellant United States hereby jointly move to continue the stay of these appeals for 30 days from the date of the Court's order as to the Government's appeal of Plaintiff's judgments for CSR claims for benefit years 2018 and 2019.

Aside from the Joint Motion (ECF 24) the parties filed on February 18, 2022 with respect to remand of Plaintiff's CSR claims for benefit year 2017, this case is currently stayed because the Government is working with a number of CSR plaintiffs to determine whether they may efficiently resolve this matter without further litigation or at least streamline these cases. The parties to a number of these CSR cases, including this one, have also presented joint stipulations for entry of partial final judgment as to

the CSR amounts owed by the Government for 2017. On March 4, 2022, the Court ordered the parties to file a joint status report on or before May 4, 2022.

The parties believe that the current continued stay in this case will provide more time for the broader discussions about possible approaches to resolving this and other CSR cases. On April 28, 2022, the Government provided its substantive response to the CSR Plaintiffs' proposed settlement methodology for CSR damages owed for benefit years 2018 and beyond. CSR Plaintiffs are reviewing the Government's response, after which the parties plan to meet and confer regarding the Government's response and the potential mutual resolution of pending CSR claims for benefit years 2018 and beyond. The complexity of the CSR cases and the number of interested stakeholders necessitate that the parties be afforded additional time to pursue this mutual attempt to resolve the damages issues in this case without further litigation. Good cause therefore exists to continue the stay in this case of the Government's appeal of judgments for CSRs due Plaintiff for benefit years 2018 and 2019.

Accordingly, the parties jointly request that the Court continue the stay in this case and the parties will file a Joint Status Report within 30 days to update the Court on the status of their efforts to fully resolve this matter.

Dated: May 3, 2022

s/ Lawrence S. Sher
Lawrence S. Sher
REED SMITH LLP
1301 K Street, NW, Suite 1000
Washington, D.C. 20005
Tel: (202) 414-9200
Fax: (202) 414-9299
lsher@reedsmith.com

*Attorney for Plaintiff-Appellee Local Initiative
Health Authority for Los Angeles County, dba
L.A. Care Health Plan*

s/ Alisa B. Klein
Alisa B. Klein
Mark B. Stern

*Attorneys, Appellate Staff Civil Division,
Room 7235
U.S. Department of Justice
950 Pennsylvania Avenue NW Washington,
DC 20530
(202) 514-1597
Alisa.klein@usdoj.gov*

CERTIFICATE OF COMPLIANCE

The undersigned hereby certifies that this Joint Motion 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 376 words.

s/ Lawrence S. Sher _____

Lawrence S. Sher

REED SMITH LLP

1301 K Street, NW, Suite 1000

Washington, D.C. 20005

Tel: (202) 414-9200

Fax: (202) 414-9299

lsher@reedsmith.com

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on May 3, 2022, I caused the foregoing Joint Motion to be filed with the Clerk for the Court for the United States Court of Appeals for the Federal Circuit by using the appellate CM/ECF system. I certify that all participants in the case are registered CM/ECF users and that service will be accomplished by the CM/ECF system.

s/ Lawrence S. Sher
Lawrence S. Sher
REED SMITH LLP
1301 K Street, NW, Suite 1000
Washington, D.C. 20005
Tel: (202) 414-9200
Fax: (202) 414-9299
lsher@reedsmith.com