

IN THE UNITED STATES COURT OF FEDERAL CLAIMS

COMMON GROUND HEALTHCARE
COOPERATIVE,

Plaintiff,
on behalf of itself and all others
similarly situated,

vs.

THE UNITED STATES,

Defendant.

No. 1:17-cv-00877-KCD
(Judge Davis)

**JOINT STATUS REPORT REGARDING THE STATUS
OF REMAINING SUBCLASS MEMBERS' CLAIMS**

Pursuant to this Court's May 19, 2026 Order, the parties submit the following Joint Status Report regarding the remaining categories of subclass members with unresolved claims.

HMO-Louisiana. HMO-Louisiana did not participate in the classwide settlement because it believes that the silver loading assumptions for Louisiana in the agreed-upon methodology overcounts its actual silver loading for the relevant years. Class Counsel and Government counsel discussed whether the Government would be willing to use a different silver loading assumption for HMO-Louisiana, based on proof it is prepared to provide of its actual silver loading, but otherwise utilize the same settlement methodology for HMO-Louisiana's claims. HMO-Louisiana provided the Government with a declaration describing the evidence and an attestation regarding its silver loading. Because HMO-Louisiana's proposal is a departure from the agreed-upon method, the Government requires additional time for review and consideration of the proposal but is currently working diligently on that process. The Government intends to provide a response soon.

CSR Dispute Subclass Members. The Court granted the Class Counsel's unopposed motion for approval of SelectHealth Idaho settlement on June 9, 2026. ECF No. 320. This settlement agreement will soon be submitted to the Judgment Fund for payment.

The Independence Blue Cross Dispute Subclass members remain in active discussions with the Government regarding their specific disputes. As part of those discussions, the Independence Blue Cross entities moved to dismiss the claims of one of their qualified health plans, which the Court granted. ECF No. 308.

Not-Pursuing-Claims-Beyond-2017 Subclass. The Court granted the Class Counsel's unopposed motion for approval of Aspirus Health Plan, Inc. settlement on June 9, 2026. ECF No. 320. This settlement agreement will soon be submitted to the Judgment Fund for payment.

The parties respectfully propose that they file a joint status report by August 19, 2026, advising on the status of the two remaining subclass members' unresolved claims.

Dated: June 17, 2026

Respectfully submitted,

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