

**U.S. District Court  
District of Columbia (Washington, DC)  
CIVIL DOCKET FOR CASE #: 1:18-cv-00152-JEB**

STEWART et al v. HARGAN et al  
Assigned to: Judge James E. Boasberg

Cases: [1:18-cv-01900-JEB](#)

[1:19-cv-00773-JEB](#)

[1:19-cv-03526-JEB](#)

[1:19-cv-02848-JEB](#)

Case in other court: USCA, 19-05095

USCA, 19-05097

Cause: 05:702 Administrative Procedure Act

**Plaintiff**

**RONNIE MAURICE STEWART**

Date Filed: 01/24/2018

Date Terminated: 01/24/2020

Jury Demand: None

Nature of Suit: 890 Other Statutory  
Actions

Jurisdiction: U.S. Government Defendant

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**Plaintiff**

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**Plaintiff**

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**Plaintiff**

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**Plaintiff**

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**TERMINATED: 07/19/2018**

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**Defendant**

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**Defendant**

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*TERMINATED: 07/19/2018*

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**Defendant**

**UNITED STATES DEPARTMENT  
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**Defendant**

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**Defendant**

**ALEX M. AZAR, II**  
*United States Secretary of Health and  
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*TERMINATED: 07/19/2018*

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**Defendant**

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V.

**Intervenor Defendant**

**COMMONWEALTH OF  
KENTUCKY**

*ex rel. Matthew G. Bevin, Governor*

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**Movant**

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**Movant**

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**JUSTICE IN AGING**

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*TERMINATED: 02/01/2019*

**Robert Stanton Jones**  
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**DISABILITY RIGHTS EDUCATION  
AND DEFENSE FUND**

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**MARCH OF DIMES**

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**NATIONAL ALLIANCE ON  
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**Amicus**

**AARP**

**Amicus**

**AARP FOUNDATION****Amicus****JUSTICE IN AGING****Amicus****NATIONAL ACADEMY OF ELDER  
LAW ATTORNEYS****Amicus****DISABILITY RIGHTS EDUCATION  
AND DEFENSE FUND**

Date Filed	#	Docket Text
01/24/2018	<u>1</u>	COMPLAINT against ERIC HARGAN, DEMETRIOS L. KOUZOUKAS, BRIAN NEALE, THE CENTERS FOR MEDICARE AND MEDICAID SERVICES, UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES, SEEMA VERMA ( Filing fee \$ 400 receipt number 0090-5300365) filed by KATELYN ALLEN, SHAWNA NICOLE MCCOMAS, GLASSIE MAE KASEY, RONNIE MAURICE STEWART, DAVID ROODE, WILLIAM BENNETT, LAKIN BRANHAM, MICHAEL WOODS, AMANDA SPEARS, SHEILA MARLENE PENNEY, QUENTON RADFORD, ALEXA HATCHER, SHANNA BALLINGER, KIMBERLY WITHERS, DAVE KOBERSMITH. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Summons, # <u>6</u> Summons, # <u>7</u> Summons, # <u>8</u> Summons, # <u>9</u> Summons, # <u>10</u> Civil Cover Sheet)(Perkins, Jane) (Entered: 01/24/2018)
01/24/2018	<u>2</u>	REQUEST FOR SUMMONS TO ISSUE filed by KATELYN ALLEN, SHAWNA NICOLE MCCOMAS, GLASSIE MAE KASEY, RONNIE MAURICE STEWART, DAVID ROODE, WILLIAM BENNETT, LAKIN BRANHAM, MICHAEL WOODS, AMANDA SPEARS, SHEILA MARLENE PENNEY, QUENTON RADFORD, ALEXA HATCHER, SHANNA BALLINGER, KIMBERLY WITHERS, DAVE KOBERSMITH.(Perkins, Jane) (Entered: 01/24/2018)
01/24/2018		Case Assigned to Judge James E. Boasberg. (zsth) (Entered: 01/24/2018)
01/25/2018	<u>3</u>	REQUEST FOR SUMMONS TO ISSUE filed by KATELYN ALLEN, SHAWNA NICOLE MCCOMAS, GLASSIE MAE KASEY, RONNIE MAURICE STEWART, DAVID ROODE, WILLIAM BENNETT, LAKIN BRANHAM, MICHAEL WOODS, AMANDA SPEARS, SHEILA MARLENE PENNEY, QUENTON RADFORD, ALEXA HATCHER, SHANNA BALLINGER, KIMBERLY WITHERS, DAVE KOBERSMITH. (Attachments: # <u>1</u> Summons, # <u>2</u> Summons, # <u>3</u> Summons, # <u>4</u> Summons, # <u>5</u> Summons)(Perkins, Jane) (Entered: 01/25/2018)
01/26/2018	<u>4</u>	SUMMONS (6) Issued Electronically as to ERIC HARGAN, DEMETRIOS L. KOUZOUKAS, BRIAN NEALE, THE CENTERS FOR MEDICARE AND MEDICAID SERVICES, UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES, SEEMA VERMA. (Attachments: # <u>1</u> Notice and Consent)(znmw) (Entered: 01/26/2018)
02/09/2018	<u>5</u>	REQUEST FOR SUMMONS TO ISSUE filed by KATELYN ALLEN, SHAWNA NICOLE MCCOMAS, GLASSIE MAE KASEY, RONNIE MAURICE STEWART, DAVID ROODE, WILLIAM BENNETT, LAKIN BRANHAM, MICHAEL WOODS, AMANDA SPEARS, SHEILA MARLENE PENNEY, QUENTON RADFORD, ALEXA HATCHER, SHANNA BALLINGER, KIMBERLY WITHERS, DAVE KOBERSMITH. (Attachments: # <u>1</u> Summons)(Perkins, Jane) (Entered: 02/09/2018)
02/09/2018	<u>6</u>	MOTION to Transfer Case to the Eastern District of Kentucky, and Supporting Memorandum by CENTERS FOR MEDICARE AND MEDICAID SERVICES, ERIC HARGAN, DEMETRIOS L. KOUZOUKAS, BRIAN NEALE, UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES, SEEMA VERMA (Attachments: # <u>1</u> Text of Proposed Order)(Kishore, Deepthy) (Entered: 02/09/2018)

02/12/2018	<u>7</u>	SUMMONS (2) Issued Electronically as to U.S. Attorney and U.S. Attorney General (znmw) (Entered: 02/12/2018)
02/19/2018	<u>8</u>	NOTICE of Appearance by Thomas J. Perrelli on behalf of KATELYN ALLEN, SHANNA BALLINGER, WILLIAM BENNETT, LAKIN BRANHAM, ALEXA HATCHER, GLASSIE MAE KASEY, DAVE KOBERSMITH, SHAWNA NICOLE MCCOMAS, SHEILA MARLENE PENNEY, QUENTON RADFORD, DAVID ROODE, AMANDA SPEARS, RONNIE MAURICE STEWART, KIMBERLY WITHERS, MICHAEL WOODS (Perrelli, Thomas) (Entered: 02/19/2018)
02/19/2018	<u>9</u>	NOTICE of Appearance by Lauren J. Hartz on behalf of KATELYN ALLEN, SHANNA BALLINGER, WILLIAM BENNETT, LAKIN BRANHAM, ALEXA HATCHER, GLASSIE MAE KASEY, DAVE KOBERSMITH, SHAWNA NICOLE MCCOMAS, SHEILA MARLENE PENNEY, QUENTON RADFORD, DAVID ROODE, AMANDA SPEARS, RONNIE MAURICE STEWART, KIMBERLY WITHERS, MICHAEL WOODS (Hartz, Lauren) (Entered: 02/19/2018)
02/20/2018	<u>10</u>	NOTICE of Appearance by Devi M. Rao on behalf of KATELYN ALLEN, SHANNA BALLINGER, WILLIAM BENNETT, LAKIN BRANHAM, ALEXA HATCHER, GLASSIE MAE KASEY, DAVE KOBERSMITH, SHAWNA NICOLE MCCOMAS, SHEILA MARLENE PENNEY, QUENTON RADFORD, DAVID ROODE, AMANDA SPEARS, RONNIE MAURICE STEWART, KIMBERLY WITHERS, MICHAEL WOODS (Rao, Devi) (Entered: 02/20/2018)
02/20/2018	<u>11</u>	NOTICE of Appearance by Samuel Jacobson on behalf of KATELYN ALLEN, SHANNA BALLINGER, WILLIAM BENNETT, LAKIN BRANHAM, ALEXA HATCHER, GLASSIE MAE KASEY, DAVE KOBERSMITH, SHAWNA NICOLE MCCOMAS, SHEILA MARLENE PENNEY, QUENTON RADFORD, DAVID ROODE, AMANDA SPEARS, RONNIE MAURICE STEWART, KIMBERLY WITHERS, MICHAEL WOODS (Jacobson, Samuel) (Entered: 02/20/2018)
02/20/2018	<u>12</u>	NOTICE of Appearance by Natacha Y. Lam on behalf of KATELYN ALLEN, SHANNA BALLINGER, WILLIAM BENNETT, LAKIN BRANHAM, ALEXA HATCHER, GLASSIE MAE KASEY, DAVE KOBERSMITH, SHAWNA NICOLE MCCOMAS, SHEILA MARLENE PENNEY, QUENTON RADFORD, DAVID ROODE, AMANDA SPEARS, RONNIE MAURICE STEWART, KIMBERLY WITHERS, MICHAEL WOODS (Lam, Natacha) (Entered: 02/20/2018)
02/20/2018	<u>13</u>	NOTICE of Appearance by Ian Heath Gershengorn on behalf of KATELYN ALLEN, SHANNA BALLINGER, WILLIAM BENNETT, LAKIN BRANHAM, ALEXA HATCHER, GLASSIE MAE KASEY, DAVE KOBERSMITH, SHAWNA NICOLE MCCOMAS, SHEILA MARLENE PENNEY, QUENTON RADFORD, DAVID ROODE, AMANDA SPEARS, RONNIE MAURICE STEWART, KIMBERLY WITHERS, MICHAEL WOODS (Gershengorn, Ian) (Entered: 02/20/2018)
02/22/2018	<u>14</u>	NOTICE of Appearance by Catherine A. McKee on behalf of All Plaintiffs (McKee, Catherine) (Entered: 02/22/2018)
02/23/2018	<u>15</u>	Memorandum in opposition to re <u>6</u> MOTION to Transfer Case to the Eastern District of Kentucky, and Supporting Memorandum filed by KATELYN ALLEN, SHANNA BALLINGER, WILLIAM BENNETT, LAKIN BRANHAM, ALEXA HATCHER, GLASSIE MAE KASEY, DAVE KOBERSMITH, SHAWNA NICOLE MCCOMAS, SHEILA MARLENE PENNEY, QUENTON RADFORD, DAVID ROODE, AMANDA SPEARS, RONNIE MAURICE STEWART, KIMBERLY WITHERS, MICHAEL WOODS. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Proposed Order)(Perkins, Jane) (Entered: 02/23/2018)
03/01/2018	<u>16</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 2/14/2018. Answer due for ALL FEDERAL DEFENDANTS by 4/15/2018. (Rao, Devi) (Entered: 03/01/2018)
03/01/2018	<u>17</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General 02/14/2018. (Rao, Devi) (Entered: 03/01/2018)
03/01/2018	<u>18</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES served

		on 1/30/2018 (Rao, Devi) (Entered: 03/01/2018)
03/01/2018	<u>19</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. ERIC HARGAN served on 1/31/2018 (Rao, Devi) (Entered: 03/01/2018)
03/01/2018	<u>20</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. CENTERS FOR MEDICARE AND MEDICAID SERVICES served on 1/31/2018 (Rao, Devi) (Entered: 03/01/2018)
03/01/2018	<u>21</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. SEEMA VERMA served on 1/31/2018 (Rao, Devi) (Entered: 03/01/2018)
03/01/2018	<u>22</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. DEMETRIOS L. KOUZOUKAS served on 1/31/2018 (Rao, Devi) (Entered: 03/01/2018)
03/01/2018	<u>23</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. BRIAN NEALE served on 1/31/2018 (Rao, Devi) (Entered: 03/01/2018)
03/02/2018	<u>24</u>	Consent MOTION for Extension of Time to <i>File Reply in Support of Motion to Transfer</i> by CENTERS FOR MEDICARE AND MEDICAID SERVICES, ERIC HARGAN, DEMETRIOS L. KOUZOUKAS, BRIAN NEALE, UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES, SEEMA VERMA (Attachments: # <u>1</u> Text of Proposed Order)(Kishore, Deepthy) (Entered: 03/02/2018)
03/02/2018		MINUTE ORDER GRANTING <u>24</u> Motion for Extension of Time to File. The Court ORDERS that Defendants shall file their Reply in Support of their Motion to Transfer on or before March 5, 2018. So ORDERED by Judge James E. Boasberg on 3/2/2018. (lcjeb3) (Entered: 03/02/2018)
03/02/2018		Set/Reset Deadlines: Reply in Support of Motion to Transfer due by 3/5/2018. (lsj) (Entered: 03/02/2018)
03/05/2018	<u>25</u>	AMICUS BRIEF re <u>6</u> MOTION to Transfer Case <i>to the Eastern District of Kentucky, and Supporting Memorandum</i> filed by BRIAN NEALE, SEEMA VERMA, DEMETRIOS L. KOUZOUKAS, CENTERS FOR MEDICARE AND MEDICAID SERVICES, ERIC HARGAN, UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES by COMMONWEALTH OF KENTUCKY. (Attachments: # <u>1</u> Exhibit January 12, 2018 Executive Order)(Kuhn, Matthew) Modified text to read "amicus brief" on 3/6/2018 (td). (Entered: 03/05/2018)
03/05/2018	<u>26</u>	REPLY to opposition to motion re <u>6</u> MOTION to Transfer Case <i>to the Eastern District of Kentucky, and Supporting Memorandum</i> filed by CENTERS FOR MEDICARE AND MEDICAID SERVICES, ERIC HARGAN, DEMETRIOS L. KOUZOUKAS, BRIAN NEALE, UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES, SEEMA VERMA. (Kishore, Deepthy) (Entered: 03/05/2018)
03/08/2018	<u>27</u>	Joint MOTION for Briefing Schedule by KATELYN ALLEN, SHANNA BALLINGER, WILLIAM BENNETT, LAKIN BRANHAM, ALEXA HATCHER, GLASSIE MAE KASEY, DAVE KOBERSMITH, SHAWNA NICOLE MCCOMAS, SHEILA MARLENE PENNEY, QUENTON RADFORD, DAVID ROODE, AMANDA SPEARS, RONNIE MAURICE STEWART, KIMBERLY WITHERS, MICHAEL WOODS (Attachments: # <u>1</u> Proposed Order)(Perkins, Jane) (Entered: 03/08/2018)
03/08/2018	<u>28</u>	NOTICE of Filing Certified List of the Contents of the Administrative Record by CENTERS FOR MEDICARE AND MEDICAID SERVICES, ERIC HARGAN, DEMETRIOS L. KOUZOUKAS, BRIAN NEALE, UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES, SEEMA VERMA (Attachments: # <u>1</u> Certified List of the Contents of the Administrative Record)(Kishore, Deepthy) (Entered: 03/08/2018)
03/08/2018		MINUTE ORDER GRANTING Joint <u>27</u> Motion for Briefing Schedule. The Court ORDERS that: 1) Plaintiffs shall file their Motion for Preliminary Injunction and/or Summary Judgment on or before March 30, 2018; 2) Defendants shall file their Opposition and Motion to Dismiss and/or for Summary Judgment on or before April 25, 2018; 3) Plaintiffs shall file their Opposition and Reply on or before May 14, 2018; 4) Defendants shall reply on or before May 24, 2018. So ORDERED by Judge James

		E. Boasberg on 3/8/2018. (lcjeb3) (Entered: 03/08/2018)
03/08/2018		Set/Reset Deadlines: Summary Judgment/Preliminary Injunction motions due by 3/30/2018. Response to Motion for Summary Judgment/Preliminary Injunction due by 4/25/2018. Reply to Motion for Summary Judgment/Preliminary Injunction due by 5/14/2018. Replies to Motion for Summary Judgment/Preliminary Injunction due by 5/24/2018. (znbn) (Entered: 03/08/2018)
03/28/2018	<u>29</u>	Unopposed MOTION for Leave to File Excess Pages <i>Motion and Memorandum in Support of Summary Judgment</i> by KATELYN ALLEN, SHANNA BALLINGER, WILLIAM BENNETT, LAKIN BRANHAM, ALEXA HATCHER, GLASSIE MAE KASEY, DAVE KOBERSMITH, SHAWNA NICOLE MCCOMAS, SHEILA MARLENE PENNEY, QUENTON RADFORD, DAVID ROODE, AMANDA SPEARS, RONNIE MAURICE STEWART, KIMBERLY WITHERS, MICHAEL WOODS (Perkins, Jane) (Entered: 03/28/2018)
03/29/2018		MINUTE ORDER: The Court ORDERS that Plaintiffs' <u>29</u> Motion is GRANTED IN PART and DENIED IN PART. They may file a brief not to exceed 50 pages. So ORDERED by Judge James E. Boasberg on 3/29/2018. (lcjeb3) (Entered: 03/29/2018)
03/29/2018	<u>30</u>	Unopposed MOTION to Intervene by COMMONWEALTH OF KENTUCKY (Attachments: # <u>1</u> Memorandum in Support, # <u>2</u> Text of Proposed Order, # <u>3</u> Exhibit Proposed Answer)(Kuhn, Matthew) (Entered: 03/29/2018)
03/29/2018	<u>31</u>	NOTICE of Filing Supplement to the Certified List of the Contents of the Administrative Record by CENTERS FOR MEDICARE AND MEDICAID SERVICES, ERIC HARGAN, DEMETRIOS L. KOUZOUKAS, BRIAN NEALE, UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES, SEEMA VERMA re <u>28</u> Notice (Other), (Attachments: # <u>1</u> Certification of the Supplemental Administrative Record)(Kishore, Deepthy) (Entered: 03/29/2018)
03/30/2018		MINUTE ORDER: The Court ORDERS that the Commonwealth's <u>30</u> Motion to Intervene is GRANTED, and it shall be bound to the same extent as the federal Defendants to any current or future scheduling Order. So ORDERED by Judge James E. Boasberg on 3/30/2018. (lcjeb3) (Entered: 03/30/2018)
03/30/2018	<u>32</u>	ANSWER to Complaint by COMMONWEALTH OF KENTUCKY. (td) (Entered: 03/30/2018)
03/30/2018	<u>33</u>	MOTION for Summary Judgment by KATELYN ALLEN, SHANNA BALLINGER, WILLIAM BENNETT, LAKIN BRANHAM, ALEXA HATCHER, GLASSIE MAE KASEY, DAVE KOBERSMITH, SHAWNA NICOLE MCCOMAS, SHEILA MARLENE PENNEY, QUENTON RADFORD, DAVID ROODE, AMANDA SPEARS, RONNIE MAURICE STEWART, KIMBERLY WITHERS, MICHAEL WOODS (Attachments: # <u>1</u> Memorandum in Support, # <u>2</u> Exhibit 1, # <u>3</u> Exhibit 2, # <u>4</u> Exhibit 3, # <u>5</u> Exhibit 4, # <u>6</u> Exhibit 5, # <u>7</u> Exhibit 6, # <u>8</u> Exhibit 7, # <u>9</u> Exhibit 8, # <u>10</u> Exhibit 9, # <u>11</u> Exhibit 10, # <u>12</u> Exhibit 11, # <u>13</u> Exhibit 12, # <u>14</u> Exhibit 13, # <u>15</u> Exhibit 14, # <u>16</u> Exhibit 15, # <u>17</u> Exhibit 16, # <u>18</u> Text of Proposed Order)(Perkins, Jane) (Entered: 03/30/2018)
04/02/2018	<u>46</u>	LEAVE TO FILE DENIED– Movant Amy Mischler's Motion for Limited Leave to File Notice and Motion for Warning Order to the Defendants This document is unavailable as the Court denied its filing.. Signed by Judge James E. Boasberg on 4/2/18. (td) Modified date filed on 4/19/2018 (ztd). (Entered: 04/17/2018)
04/04/2018	<u>34</u>	NOTICE Regarding Defendants' Motion to Transfer by CENTERS FOR MEDICARE AND MEDICAID SERVICES, ERIC HARGAN, DEMETRIOS L. KOUZOUKAS, BRIAN NEALE, UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES, SEEMA VERMA re <u>6</u> MOTION to Transfer Case to the Eastern District of Kentucky, and Supporting Memorandum (Kishore, Deepthy) (Entered: 04/04/2018)
04/06/2018	<u>35</u>	NOTICE of Appearance by Edward T. Waters on behalf of Scholars Amici (Waters, Edward) (Entered: 04/06/2018)
04/06/2018	<u>36</u>	MOTION for Leave to File <i>Amici Curiae Brief in Support of Plaintiffs' Motion for Summary Judgment</i> by AARP, AARP FOUNDATION, Justice in Aging, National Academy of Elder Law Attorneys, Disability Rights Education and Defense Fund (Attachments: # <u>1</u> Proposed Brief of Amici Curiae, # <u>2</u> Text of Proposed Order)(Blatt,

		Lisa) (Entered: 04/06/2018)
04/06/2018	<u>37</u>	MOTION for Leave to Appear Pro Hac Vice :Attorney Name– Phillip A. Escoriza, :Firm– Feldesman Tucker Leifer Fidell LLP, :Address– 1129 20th Street NW, 4th Floor, Washington, DC 20036. Phone No. – 202–466–8960. Fax No. – 202–293–8103 Filing fee \$ 100, receipt number 0090–5409592. Fee Status: Fee Paid. by Scholars Amici (Attachments: # <u>1</u> Declaration Phillip A. Escoriza, # <u>2</u> Text of Proposed Order)(Waters, Edward) (Entered: 04/06/2018)
04/06/2018	<u>38</u>	MOTION for Leave to File <i>Brief for Amici Curiae</i> by Scholars Amici (Attachments: # <u>1</u> Exhibit Proposed Amici Curiae Brief, # <u>2</u> Text of Proposed Order)(Waters, Edward) (Entered: 04/06/2018)
04/06/2018	<u>39</u>	RESPONSE re: <u>34</u> to <i>Defendant's Notice Regarding Their Motion to Transfer</i> filed by KATELYN ALLEN, SHANNA BALLINGER, WILLIAM BENNETT, LAKIN BRANHAM, ALEXA HATCHER, GLASSIE MAE KASEY, DAVE KOBERSMITH, SHAWNA NICOLE MCCOMAS, SHEILA MARLENE PENNEY, QUENTON RADFORD, DAVID ROODE, AMANDA SPEARS, RONNIE MAURICE STEWART, KIMBERLY WITHERS, MICHAEL WOODS. (Perkins, Jane) Modified to add linkage on 4/9/2018 (td). (Entered: 04/06/2018)
04/09/2018		MINUTE ORDER: The Court ORDERS that Amici's <u>36</u> Motion is GRANTED and their brief is deemed FILED. So ORDERED by Judge James E. Boasberg on 4/9/2018. (lcjeb3) (Entered: 04/09/2018)
04/09/2018		MINUTE ORDER granting <u>37</u> Motion <i>Pro Hac Vice</i> of PHILLIP A. ESCORIAZA. So ORDERED by Judge James E. Boasberg on 4/9/2018. (lcjeb3) (Entered: 04/09/2018)
04/09/2018		MINUTE ORDER: The Court ORDERS that the Scholars Amici's <u>38</u> Motion is DENIED WITHOUT PREJUDICE for violating the Court's local rule concerning excessive footnotes. Should Amici wish to refile, their brief should contain no more than 10 footnotes containing no more than 50 aggregate lines of text. So ORDERED by Judge James E. Boasberg on 4/9/2018. (lcjeb3) (Entered: 04/09/2018)
04/09/2018	<u>40</u>	AMICUS BRIEF by AARP, AARP FOUNDATION, JUSTICE IN AGING, NATIONAL ACADEMY OF ELDER LAW ATTORNEYS, DISABILITY RIGHTS EDUCATION AND DEFENSE FUND . (td) Modified to add filers on 4/12/2018 (td). (Entered: 04/09/2018)
04/10/2018	<u>41</u>	ORDER DENYING Defendants' <u>6</u> Motion to Transfer Venue. Signed by Judge James E. Boasberg on 4/10/18. (lcjeb1) (Entered: 04/10/2018)
04/10/2018	<u>42</u>	MEMORANDUM AND OPINION re <u>41</u> Order. Signed by Judge James E. Boasberg on 4/10/18. (lcjeb1) (Entered: 04/10/2018)
04/10/2018	<u>43</u>	MOTION for Leave to File <i>Brief</i> by Scholars Amici (Attachments: # <u>1</u> Proposed Amici Curiae Brief by Scholars Amici)(Waters, Edward) (Entered: 04/10/2018)
04/10/2018		MINUTE ORDER: The Court ORDERS that Amici's <u>43</u> Motion is GRANTED and their brief is deemed FILED. So ORDERED by Judge James E. Boasberg on 4/10/2018. (lcjeb3) (Entered: 04/10/2018)
04/10/2018	<u>44</u>	AMICUS BRIEF by DEANS, CHAIRS AND SCHOLARS. (td) (Entered: 04/11/2018)
04/13/2018		MINUTE ORDER: A conference call is hereby set for Tuesday, April 17, 2018, at 12:00 p.m. The Court ORDERS that the parties shall jointly call Chambers at (202) 354–3300 at this time. So ORDERED by Judge James E. Boasberg on 4/13/2018. (lcjeb3) (Entered: 04/13/2018)
04/13/2018		Set/Reset Hearings: Telephone Conference set for 4/17/2018 at 12:00 PM in Chambers before Judge James E. Boasberg. (zbn) (Entered: 04/13/2018)
04/16/2018	<u>45</u>	NOTICE of Appearance by Mark Stephen Pitt on behalf of COMMONWEALTH OF KENTUCKY (Pitt, Mark) (Entered: 04/16/2018)
04/17/2018	<u>47</u>	NOTICE of Appearance by Stephen Chad Meredith on behalf of COMMONWEALTH OF KENTUCKY (Meredith, Stephen) (Entered: 04/17/2018)

04/17/2018		MINUTE ORDER: As discussed in today's conference call, the Court ORDERS that: 1) All parties shall file by May 7, 2018, copies of any portion of the administrative record or extra-record material (e.g., articles, studies, or reports) upon which they rely; and 2) All parties shall appear for argument on the pending motions on June 13, 2018, at 10:30 a.m. So ORDERED by Judge James E. Boasberg on 4/17/2018. (lcjeb3) (Entered: 04/17/2018)
04/17/2018		Set/Reset Deadlines/Hearings: Copies of any portion of the administrative record or extra-record material due by 5/7/2018. Motion Hearing set for 6/13/2018 at 10:30 AM in Courtroom 25 before Judge James E. Boasberg. (znbn) (Entered: 04/17/2018)
04/24/2018	<u>48</u>	NOTICE of Appearance by Vinita B. Andrapalliyal on behalf of All Defendants (Andrapalliyal, Vinita) (Entered: 04/24/2018)
04/24/2018	<u>49</u>	Consent MOTION for Leave to File Excess Pages by CENTERS FOR MEDICARE AND MEDICAID SERVICES, ERIC HARGAN, DEMETRIOS L. KOUZOUKAS, BRIAN NEALE, UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES, SEEMA VERMA (Attachments: # <u>1</u> Text of Proposed Order)(Andrapalliyal, Vinita) (Entered: 04/24/2018)
04/25/2018	<u>50</u>	MOTION for Summary Judgment <i>And Response to Plaintiffs' Motion for Summary Judgment</i> by COMMONWEALTH OF KENTUCKY (Attachments: # <u>1</u> Memorandum in Support, # <u>2</u> Exhibit 1, # <u>3</u> Exhibit 2, # <u>4</u> Exhibit 3, # <u>5</u> Text of Proposed Order)(Kuhn, Matthew) (Entered: 04/25/2018)
04/25/2018	<u>51</u>	MOTION for Summary Judgment , MOTION to Dismiss by CENTERS FOR MEDICARE AND MEDICAID SERVICES, ERIC HARGAN, DEMETRIOS L. KOUZOUKAS, BRIAN NEALE, UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES, SEEMA VERMA (Attachments: # <u>1</u> Memorandum in Support of Federal Defendants' Motion to Dismiss or, In the Alternative, for Summary Judgment, # <u>2</u> Exhibit Exhibit List, # <u>3</u> Exhibit A, # <u>4</u> Exhibit B, # <u>5</u> Exhibit C, # <u>6</u> Exhibit D, # <u>7</u> Exhibit E, # <u>8</u> Exhibit F, # <u>9</u> Exhibit G, # <u>10</u> Exhibit H, # <u>11</u> Exhibit I, # <u>12</u> Exhibit J, # <u>13</u> Exhibit K, # <u>14</u> Exhibit L, # <u>15</u> Exhibit M, # <u>16</u> Exhibit N, # <u>17</u> Exhibit O, # <u>18</u> Exhibit P, # <u>19</u> Exhibit Q, # <u>20</u> Exhibit R, # <u>21</u> Text of Proposed Order)(Kishore, Deepthy) (Entered: 04/25/2018)
04/25/2018	<u>52</u>	ENTERED IN ERROR. . . .Memorandum in opposition to re <u>33</u> MOTION for Summary Judgment filed by CENTERS FOR MEDICARE AND MEDICAID SERVICES, ERIC HARGAN, DEMETRIOS L. KOUZOUKAS, BRIAN NEALE, UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES, SEEMA VERMA. (Attachments: # <u>1</u> Exhibit List, # <u>2</u> Exhibit A, # <u>3</u> Exhibit B, # <u>4</u> Exhibit C, # <u>5</u> Exhibit D, # <u>6</u> Exhibit E, # <u>7</u> Exhibit F, # <u>8</u> Exhibit G, # <u>9</u> Exhibit H, # <u>10</u> Exhibit I, # <u>11</u> Exhibit J, # <u>12</u> Exhibit K, # <u>13</u> Exhibit L, # <u>14</u> Exhibit M, # <u>15</u> Exhibit N, # <u>16</u> Exhibit O, # <u>17</u> Exhibit P, # <u>18</u> Exhibit Q, # <u>19</u> Exhibit R)(Kishore, Deepthy) Modified on 4/26/2018 (ztd). (Entered: 04/25/2018)
04/25/2018	53	RESPONSE re <u>33</u> MOTION for Summary Judgment filed by COMMONWEALTH OF KENTUCKY. (See document no. <u>50</u> to view) (td) (Entered: 04/26/2018)
04/26/2018		NOTICE OF ERROR re <u>50</u> Motion for Summary Judgment; emailed to matt.kuhn@ky.gov, cc'd 23 associated attorneys -- The PDF file you docketed contained errors: 1. Two-part docket entry, 2. Do not Refile. FYI to remember to docket all parts of your document(s), if you have multiple events and/or reliefs. (ztd, ) (Entered: 04/26/2018)
04/26/2018		NOTICE OF ERROR re <u>52</u> Memorandum in Opposition; emailed to deepthy.c.kishore@usdoj.gov, cc'd 23 associated attorneys -- The PDF file you docketed contained errors: 1. Please refile document, 2. The attached document is duplicate of the Memorandum In Support of your Motion. (ztd, ) (Entered: 04/26/2018)
04/26/2018		MINUTE ORDER GRANTING <u>49</u> Motion for Leave to File Excess Pages. The Court ORDERS that Federal Defendants shall file a brief not to exceed 50 pages. So ORDERED by Judge James E. Boasberg on 4/26/2018. (lcjeb3) (Entered: 04/26/2018)
04/26/2018	<u>54</u>	Memorandum in opposition to re <u>33</u> MOTION for Summary Judgment filed by CENTERS FOR MEDICARE AND MEDICAID SERVICES, ERIC HARGAN, DEMETRIOS L. KOUZOUKAS, BRIAN NEALE, UNITED STATES



		DEPARTMENT OF HEALTH AND HUMAN SERVICES, SEEMA VERMA. (Attachments: # <u>1</u> List of Exhibits Attached to Federal Defendants' Motion to Dismiss or, In the Alternative, for Summary Judgment)(Kishore, Deepthy) (Entered: 04/26/2018)
05/07/2018	<u>55</u>	NOTICE of Filing of Administrative Record Excerpts by CENTERS FOR MEDICARE AND MEDICAID SERVICES, ERIC HARGAN, DEMETRIOS L. KOUZOUKAS, BRIAN NEALE, UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES, SEEMA VERMA (Attachments: # <u>1</u> Appendix of Excerpts from Administrative Record)(Andrapalliyal, Vinita) (Entered: 05/07/2018)
05/07/2018	<u>56</u>	NOTICE OF FILING OF CITED SOURCES AND PORTIONS OF THE ADMINISTRATIVE RECORD by COMMONWEALTH OF KENTUCKY (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Exhibit 4, # <u>5</u> Exhibit 5, # <u>6</u> Exhibit 6, # <u>7</u> Exhibit 7, # <u>8</u> Exhibit 8, # <u>9</u> Exhibit 9, # <u>10</u> Exhibit 10, # <u>11</u> Exhibit 11, # <u>12</u> Exhibit 12, # <u>13</u> Exhibit 13, # <u>14</u> Exhibit 14, # <u>15</u> Exhibit 15, # <u>16</u> Exhibit 16, # <u>17</u> Exhibit 17, # <u>18</u> Exhibit 18, # <u>19</u> Exhibit 19, # <u>20</u> Exhibit 20, # <u>21</u> Exhibit 21, # <u>22</u> Exhibit 22, # <u>23</u> Exhibit 23, # <u>24</u> Exhibit 24, # <u>25</u> Exhibit 25, # <u>26</u> Exhibit 26, # <u>27</u> Exhibit 27, # <u>28</u> Exhibit 28)(Kuhn, Matthew) (Entered: 05/07/2018)
05/07/2018	<u>57</u>	RESPONSE TO ORDER OF THE COURT re Order, / <i>Plaintiff's Appendix</i> filed by KATELYN ALLEN, SHANNA BALLINGER, WILLIAM BENNETT, LAKIN BRANHAM, ALEXA HATCHER, GLASSIE MAE KASEY, DAVE KOBERSMITH, SHAWNA NICOLE MCCOMAS, SHEILA MARLENE PENNEY, QUENTON RADFORD, DAVID ROODE, AMANDA SPEARS, RONNIE MAURICE STEWART, KIMBERLY WITHERS, MICHAEL WOODS. (Attachments: # <u>1</u> Declaration of Jane Perkins, # <u>2</u> Appendix Part I, # <u>3</u> Appendix Part II, # <u>4</u> Appendix Part III, # <u>5</u> Appendix Part IV)(Perkins, Jane) (Entered: 05/07/2018)
05/08/2018	<u>58</u>	Unopposed MOTION for Leave to File <i>Single Consolidated Brief</i> by KATELYN ALLEN, SHANNA BALLINGER, WILLIAM BENNETT, LAKIN BRANHAM, ALEXA HATCHER, GLASSIE MAE KASEY, DAVE KOBERSMITH, SHAWNA NICOLE MCCOMAS, SHEILA MARLENE PENNEY, QUENTON RADFORD, DAVID ROODE, AMANDA SPEARS, RONNIE MAURICE STEWART, KIMBERLY WITHERS, MICHAEL WOODS (Attachments: # <u>1</u> Proposed Order)(Perkins, Jane) (Entered: 05/08/2018)
05/08/2018		MINUTE ORDER: The Court ORDERS that Plaintiffs' <u>58</u> Motion is GRANTED IN PART and DENIED IN PART. They shall file a consolidated brief not exceeding 55 pages. So ORDERED by Judge James E. Boasberg on 5/8/2018. (lcjeb3) (Entered: 05/08/2018)
05/14/2018	<u>59</u>	REPLY re <u>33</u> MOTION for Summary Judgment <i>And Response to Plaintiffs' Motion for Summary Judgment – REPLY MEMORANDUM IN SUPPORT OF PLAINTIFFS' MOTION FOR PARTIAL SUMMARY JUDGMENT AND PLAINTIFFS' UNIFIED RESPONSE IN OPPOSITION TO FEDERAL DEFENDANTS' MOTION TO DISMISS AND FEDERAL DEFENDANTS' AND COMMONWEALTH INTERVENORS' MOTIONS FOR SUMMARY JUDGMENT</i> filed by KATELYN ALLEN, SHANNA BALLINGER, WILLIAM BENNETT, LAKIN BRANHAM, ALEXA HATCHER, GLASSIE MAE KASEY, DAVE KOBERSMITH, SHAWNA NICOLE MCCOMAS, SHEILA MARLENE PENNEY, QUENTON RADFORD, DAVID ROODE, AMANDA SPEARS, RONNIE MAURICE STEWART, KIMBERLY WITHERS, MICHAEL WOODS. (Perkins, Jane) Modified link on 5/16/2018 (znmw). (Entered: 05/14/2018)
05/15/2018		NOTICE OF ERROR re <u>59</u> Reply to Document; emailed to perkins@healthlaw.org, cc'd 23 associated attorneys -- The PDF file you docketed contained errors: 1. Two-part docket entry, 2. The second part of your, the Opposition, document needs to be filed. (ztd, ) (Entered: 05/15/2018)
05/15/2018	<u>60</u>	RESPONSE re <u>51</u> MOTION for Summary Judgment MOTION to Dismiss , <u>50</u> MOTION for Summary Judgment <i>And Response to Plaintiffs' Motion for Summary Judgment</i> filed by KATELYN ALLEN, SHANNA BALLINGER, WILLIAM BENNETT, LAKIN BRANHAM, ALEXA HATCHER, GLASSIE MAE KASEY, DAVE KOBERSMITH, SHAWNA NICOLE MCCOMAS, SHEILA MARLENE PENNEY, QUENTON RADFORD, DAVID ROODE, AMANDA SPEARS, RONNIE MAURICE STEWART, KIMBERLY WITHERS, MICHAEL WOODS. (Perkins,

		Jane) (Entered: 05/15/2018)
05/21/2018	<u>61</u>	Consent MOTION to Continue <i>Reschedule Argument</i> by KATELYN ALLEN, SHANNA BALLINGER, WILLIAM BENNETT, LAKIN BRANHAM, ALEXA HATCHER, GLASSIE MAE KASEY, DAVE KOBERSMITH, SHAWNA NICOLE MCCOMAS, SHEILA MARLENE PENNEY, QUENTON RADFORD, DAVID ROODE, AMANDA SPEARS, RONNIE MAURICE STEWART, KIMBERLY WITHERS, MICHAEL WOODS (Attachments: # <u>1</u> Attachment A, # <u>2</u> Attachment B, # <u>3</u> Proposed Order)(Perkins, Jane) Modified event title on 5/22/2018 (znmw). (Entered: 05/21/2018)
05/22/2018		MINUTE ORDER GRANTING <u>61</u> Motion to Reschedule Argument. The Court ORDERS that the oral argument scheduled for June 13, 2018, is hereby VACATED and RESET for June 15, 2018, at 11 a.m. in Courtroom 25. So ORDERED by Judge James E. Boasberg on 5/22/2018. (lcjeb3) (Entered: 05/22/2018)
05/23/2018	<u>62</u>	Consent MOTION for Leave to File Excess Pages by CENTERS FOR MEDICARE AND MEDICAID SERVICES, ERIC HARGAN, DEMETRIOS L. KOUZOUKAS, BRIAN NEALE, UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES, SEEMA VERMA (Attachments: # <u>1</u> Text of Proposed Order)(Kishore, Deepthy) (Entered: 05/23/2018)
05/24/2018		MINUTE ORDER GRANTING <u>62</u> Motion for Leave to File Excess Pages. The Court ORDERS that Federal Defendants shall file a Reply not to exceed 35 pages. So ORDERED by Judge James E. Boasberg on 5/24/2018. (lcjeb3) (Entered: 05/24/2018)
05/24/2018	<u>63</u>	REPLY to opposition to motion re <u>50</u> MOTION for Summary Judgment <i>And Response to Plaintiffs' Motion for Summary Judgment</i> filed by COMMONWEALTH OF KENTUCKY. (Kuhn, Matthew) (Entered: 05/24/2018)
05/24/2018	<u>64</u>	REPLY to opposition to motion re <u>51</u> MOTION for Summary Judgment MOTION to Dismiss filed by CENTERS FOR MEDICARE AND MEDICAID SERVICES, ERIC HARGAN, DEMETRIOS L. KOUZOUKAS, BRIAN NEALE, UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES, SEEMA VERMA. (Kishore, Deepthy) (Entered: 05/24/2018)
05/25/2018	<u>65</u>	NOTICE of Filing <i>Corrected Reply Memorandum</i> by CENTERS FOR MEDICARE AND MEDICAID SERVICES, ERIC HARGAN, DEMETRIOS L. KOUZOUKAS, BRIAN NEALE, UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES, SEEMA VERMA re <u>51</u> MOTION for Summary Judgment MOTION to Dismiss , <u>64</u> Reply to opposition to Motion, (Attachments: # <u>1</u> Memorandum in Support -- Corrected Reply Memorandum in Support of Federal Defendants' Motion to Dismiss, or in the Alternative, for Summary Judgment)(Kishore, Deepthy) (Entered: 05/25/2018)
05/25/2018	<u>66</u>	NOTICE of Filing of <i>Supplemental Excerpts from the Administrative Record</i> by CENTERS FOR MEDICARE AND MEDICAID SERVICES, ERIC HARGAN, DEMETRIOS L. KOUZOUKAS, BRIAN NEALE, UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES, SEEMA VERMA (Attachments: # <u>1</u> Excerpt 1, # <u>2</u> Excerpt 2, # <u>3</u> Excerpt 3, # <u>4</u> Excerpt 4, # <u>5</u> Excerpt 5, # <u>6</u> Excerpt 6, # <u>7</u> Excerpt 7, # <u>8</u> Excerpt 8, # <u>9</u> Excerpt 9, # <u>10</u> Excerpt 10, # <u>11</u> Excerpt 11, # <u>12</u> Excerpt 12, # <u>13</u> Excerpt 13)(Andrapalliyal, Vinita) (Entered: 05/25/2018)
06/07/2018		MINUTE ORDER: The Court ORDERS that Amici shall, by June 12, 2018, submit a table of contents in the same form as the parties' May 7, 2018, submissions. So ORDERED by Judge James E. Boasberg on 6/7/2018. (lcjeb3) (Entered: 06/07/2018)
06/07/2018		Set/Reset Deadlines: Amici shall, by June 12, 2018, submit a table of contents in the same form as the parties' May 7, 2018, submissions. (znbn) (Entered: 06/07/2018)
06/11/2018	<u>67</u>	RESPONSE TO ORDER OF THE COURT re Order <i>that amici curiae AARP et al. submit a table of sources cited in amici's brief</i> filed by AARP, AARP FOUNDATION, DISABILITY RIGHTS EDUCATION AND DEFENSE FUND, JUSTICE IN AGING, NATIONAL ACADEMY OF ELDER LAW ATTORNEYS. (Blatt, Lisa) (Entered: 06/11/2018)

06/11/2018	<u>68</u>	NOTICE of Filing a Table of Contents by DEANS, CHAIRS AND SCHOLARS (Waters, Edward) (Entered: 06/11/2018)
06/11/2018		Set/Reset Hearings: Motion Hearing set for 6/15/2018 at 11:00 AM in Courtroom 25 before Judge James E. Boasberg. (zbn) (Entered: 06/11/2018)
06/13/2018	<u>69</u>	NOTICE Regarding Initial Kentucky HEALTH Enrollment by COMMONWEALTH OF KENTUCKY (Attachments: # <u>1</u> Affidavit)(Kuhn, Matthew) (Entered: 06/13/2018)
06/14/2018	<u>70</u>	NOTICE of Appearance by Ethan Price Davis on behalf of All Defendants (Davis, Ethan) (Entered: 06/14/2018)
06/15/2018		Minute Entry for proceedings held before Judge James E. Boasberg: Motion Hearing held on 6/15/2018 re <u>50</u> MOTION for Summary Judgment <i>And Response to Plaintiffs' Motion for Summary Judgment</i> filed by COMMONWEALTH OF KENTUCKY, <u>33</u> MOTION for Summary Judgment filed by DAVE KOBERSMITH, AMANDA SPEARS, GLASSIE MAE KASEY, KATELYN ALLEN, LAKIN BRANHAM, WILLIAM BENNETT, MICHAEL WOODS, SHEILA MARLENE PENNEY, SHAWNA NICOLE MCCOMAS, ALEXA HATCHER, KIMBERLY WITHERS, RONNIE MAURICE STEWART, QUENTON RADFORD, SHANNA BALLINGER, DAVID ROODE, <u>51</u> MOTION for Summary Judgment MOTION to Dismiss filed by SEEMA VERMA, DEMETRIOS L. KOUZOUKAS, UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES, BRIAN NEALE, CENTERS FOR MEDICARE AND MEDICAID SERVICES, ERIC HARGAN. Oral arguments heard and motions taken under advisement. (Court Reporter Jeff Hook) (nbn) (Entered: 06/15/2018)
06/15/2018	<u>71</u>	<p>TRANSCRIPT OF PROCEEDINGS before Judge James E. Boasberg held on June 15, 2018; Page Numbers: 1 – 75. Date of Issuance: June 15, 2018. Court Reporter: Jeff Hook. Contact Information: 202–354–3373 / jeff_hook@dcd.uscourts.gov. Transcripts may be ordered by submitting the <a href="#">Transcript Order Form</a></p> <p>For the first 90 days after this filing date, the transcript may be viewed at the courthouse at a public terminal or purchased from the court reporter referenced above. After 90 days, the transcript may be accessed via PACER. Other transcript formats, (multi–page, condensed, CD or ASCII) may be purchased from the court reporter.</p> <p><b>NOTICE RE REDACTION OF TRANSCRIPTS:</b> The parties have twenty–one days to file with the court and the court reporter any request to redact personal identifiers from this transcript. If no such requests are filed, the transcript will be made available to the public via PACER without redaction after 90 days. The policy, which includes the five personal identifiers specifically covered, is located on our website at <a href="http://www.dcd.uscourts.gov">www.dcd.uscourts.gov</a>.</p> <p>Redaction Request due 7/6/2018. Redacted Transcript Deadline set for 7/16/2018. Release of Transcript Restriction set for 9/13/2018.(Hook, Jeff) (Entered: 06/15/2018)</p>
06/19/2018	<u>72</u>	NOTICE OF SUPPLEMENTAL AUTHORITY by ALEX M. AZAR, II, CENTERS FOR MEDICARE AND MEDICAID SERVICES, DEMETRIOS L. KOUZOUKAS, BRIAN NEALE, UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES, SEEMA VERMA (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C)(Andrapalliyal, Vinita) (Entered: 06/19/2018)
06/29/2018	<u>73</u>	ORDER: The Court ORDERS that: 1) Plaintiffs' <u>33</u> Motion for Summary Judgment is GRANTED; 2) Defendants' <u>50</u> , <u>51</u> Cross–Motions for Summary Judgment are DENIED; 3) The Secretary's approval of Kentucky HEALTH is VACATED and REMANDED to the agency; and 4) Judgment is ENTERED in favor of Plaintiffs. Signed by Judge James E. Boasberg on 6/29/2018. (lcjeb3) (Entered: 06/29/2018)
06/29/2018	<u>74</u>	MEMORANDUM OPINION re <u>73</u> Order. Signed by Judge James E. Boasberg on 6/29/2018. (lcjeb3) (Entered: 06/29/2018)
07/11/2018	<u>75</u>	NOTICE OF WITHDRAWAL OF APPEARANCE as to ALEX M. AZAR, II, CENTERS FOR MEDICARE AND MEDICAID SERVICES, DEMETRIOS L. KOUZOUKAS, BRIAN NEALE, UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES, SEEMA VERMA. Attorney Deepthy Kishore terminated. (Kishore, Deepthy) (Entered: 07/11/2018)

07/19/2018	<u>76</u>	NOTICE OF WITHDRAWAL OF APPEARANCE as to ALEX M. AZAR, II, CENTERS FOR MEDICARE AND MEDICAID SERVICES, DEMETRIOS L. KOUZOUKAS, BRIAN NEALE, UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES, SEEMA VERMA. Attorney Ethan Price Davis terminated. (Davis, Ethan) (Entered: 07/19/2018)
08/10/2018	<u>77</u>	Joint MOTION to Strike <u>73</u> Order on Motion for Summary Judgment, ( <i>Subsection (4) of Order</i> ), Joint MOTION to Vacate Entry of Final Judgment by ALEX M. AZAR, II, CENTERS FOR MEDICARE AND MEDICAID SERVICES, ERIC HARGAN, DEMETRIOS L. KOUZOUKAS, BRIAN NEALE, UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES, SEEMA VERMA (Attachments: # <u>1</u> Text of Proposed Order)(Andrapalliyal, Vinita) (Entered: 08/10/2018)
08/14/2018		MINUTE ORDER GRANTING <u>77</u> Motion to Strike. The Court ORDERS that subsection (4) in Order <u>73</u> is hereby VACATED and the case is REOPENED. So ORDERED by Judge James E. Boasberg on 8/14/18. (lcjeb1) (Entered: 08/14/2018)
08/30/2018		MINUTE ORDER: As the case has been reopened, the Court ORDERS that the parties shall submit joint status reports on the 15th of each month until further Order of the Court. So ORDERED by Judge James E. Boasberg on 8/30/2018. (lcjeb3) (Entered: 08/30/2018)
09/06/2018	<u>78</u>	NOTICE OF WITHDRAWAL OF APPEARANCE as to KATELYN ALLEN, SHANNA BALLINGER, WILLIAM BENNETT, LAKIN BRANHAM, ALEXA HATCHER, GLASSIE MAE KASEY, DAVE KOBERSMITH, SHAWNA NICOLE MCCOMAS, SHEILA MARLENE PENNEY, QUENTON RADFORD, DAVID ROODE, AMANDA SPEARS, RONNIE MAURICE STEWART, KIMBERLY WITHERS, MICHAEL WOODS. Attorney Samuel Jacobson terminated. (Jacobson, Samuel) (Entered: 09/06/2018)
09/14/2018	<u>79</u>	Joint STATUS REPORT by ALEX M. AZAR, II, CENTERS FOR MEDICARE AND MEDICAID SERVICES, DEMETRIOS L. KOUZOUKAS, BRIAN NEALE, UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES, SEEMA VERMA. (Andrapalliyal, Vinita) (Entered: 09/14/2018)
10/10/2018	<u>80</u>	NOTICE of Appearance by Matthew Charles Skurnik on behalf of ALEX M. AZAR, II, CENTERS FOR MEDICARE AND MEDICAID SERVICES, DEMETRIOS L. KOUZOUKAS, BRIAN NEALE, UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES, SEEMA VERMA (Skurnik, Matthew) (Entered: 10/10/2018)
10/15/2018	<u>81</u>	Joint STATUS REPORT by ALEX M. AZAR, II, CENTERS FOR MEDICARE AND MEDICAID SERVICES, DEMETRIOS L. KOUZOUKAS, BRIAN NEALE, UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES, SEEMA VERMA. (Skurnik, Matthew) (Entered: 10/15/2018)
11/15/2018	<u>82</u>	Joint STATUS REPORT by ALEX M. AZAR, II, CENTERS FOR MEDICARE AND MEDICAID SERVICES, DEMETRIOS L. KOUZOUKAS, BRIAN NEALE, UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES, SEEMA VERMA. (Andrapalliyal, Vinita) (Entered: 11/15/2018)
12/06/2018	<u>83</u>	Joint MOTION for Briefing Schedule by KATELYN ALLEN, SHANNA BALLINGER, WILLIAM BENNETT, LAKIN BRANHAM, ALEXA HATCHER, GLASSIE MAE KASEY, DAVE KOBERSMITH, SHAWNA NICOLE MCCOMAS, SHEILA MARLENE PENNEY, QUENTON RADFORD, DAVID ROODE, AMANDA SPEARS, RONNIE MAURICE STEWART, KIMBERLY WITHERS, MICHAEL WOODS (McKee, Catherine) (Entered: 12/06/2018)
12/06/2018		MINUTE ORDER GRANTING Joint <u>83</u> Motion for Briefing Schedule. The Court ORDERS that: 1) Defendants shall produce the administrative record by December 17, 2018; 2) Plaintiffs' shall file their first amended complaint and motion for summary judgment by January 14, 2019; 3) Defendants and Intervenors shall file their oppositions to Plaintiffs' motion and their motions to dismiss and/or motions for for summary judgment by January 28, 2019; 4) Plaintiffs shall file their opposition to Defendants' and Intervenors' motions and their reply in support of their motion by February 11, 2019; 5) Defendants and Intervenors shall file their replies in support of their motions by February 22, 2019; and 6) Defendants' obligation to answer the first

		amended complaint shall be stayed until resolution of these motions. So ORDERED by Judge James E. Boasberg on 12/6/2018. (lcjeb3) (Entered: 12/06/2018)
12/06/2018		Set/Reset Deadlines: Administrative Record due by 12/17/2018. Amended Pleadings due by 1/14/2019. Summary Judgment motions due by 1/14/2019. Response to Motion for Summary Judgment due by 1/28/2019. Reply to Motion for Summary Judgment due by 2/11/2019. Replies due by 2/22/2019. (znbn) (Entered: 12/06/2018)
12/14/2018	<u>84</u>	Joint STATUS REPORT by ALEX M. AZAR, II, CENTERS FOR MEDICARE AND MEDICAID SERVICES, DEMETRIOS L. KOUZOUKAS, BRIAN NEALE, UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES, SEEMA VERMA. (Andrapalliyal, Vinita) (Entered: 12/14/2018)
12/14/2018		MINUTE ORDER: Per the parties' <u>84</u> Joint Status Report, the Court ORDERS that no further joint status reports are required absent further Order of the Court. So ORDERED by Judge James E. Boasberg on 12/14/2018. (lcjeb3) (Entered: 12/14/2018)
12/17/2018	<u>85</u>	NOTICE of Certified Index to Administrative Record by ALEX M. AZAR, II, CENTERS FOR MEDICARE AND MEDICAID SERVICES, DEMETRIOS L. KOUZOUKAS, BRIAN NEALE, UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES, SEEMA VERMA (Attachments: # <u>1</u> Certified Index to Administrative Record)(Skurnik, Matthew) (Entered: 12/17/2018)
01/07/2019	<u>86</u>	MOTION for Leave to File Excess Pages by KATELYN ALLEN, SHANNA BALLINGER, WILLIAM BENNETT, LAKIN BRANHAM, ALEXA HATCHER, GLASSIE MAE KASEY, DAVE KOBERSMITH, SHAWNA NICOLE MCCOMAS, SHEILA MARLENE PENNEY, QUENTON RADFORD, DAVID ROODE, AMANDA SPEARS, RONNIE MAURICE STEWART, KIMBERLY WITHERS, MICHAEL WOODS (Perkins, Jane) (Entered: 01/07/2019)
01/08/2019		MINUTE ORDER: The Court ORDERS that Plaintiffs' <u>86</u> Motion is GRANTED IN PART and DENIED IN PART, and they may file an opening brief not to exceed 55 pages. So ORDERED by Judge James E. Boasberg on 1/8/2019. (lcjeb3) (Entered: 01/08/2019)
01/11/2019	<u>87</u>	NOTICE of Supplemental Certified Index to Administrative Record by ALEX M. AZAR, II, CENTERS FOR MEDICARE AND MEDICAID SERVICES, DEMETRIOS L. KOUZOUKAS, BRIAN NEALE, UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES, SEEMA VERMA (Attachments: # <u>1</u> Supplemental Notice of Certified Index to Administrative Record)(Skurnik, Matthew) (Entered: 01/11/2019)
01/14/2019	<u>88</u>	AMENDED COMPLAINT against ALEX M. AZAR, II, CENTERS FOR MEDICARE AND MEDICAID SERVICES, DEMETRIOS L. KOUZOUKAS, UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES, SEEMA VERMA, PAUL MANGO filed by SHAWNA NICOLE MCCOMAS, RONNIE MAURICE STEWART, SHEILA MARLENE PENNEY, DAVID ROODE, HUNTER MALONE, SARAH MARTIN, ALTHEA HUMBER, MELISSA SPEARS-LOJEK, LINDA KEITH, KIMBERLY KOBERSMITH, DEBRA WITTIG, RANDALL YATES, RODNEY LEE, TERI BLANTON, ROBIN RITTER, DIIKA:NEHI SEGOVIA.(Perkins, Jane) (Entered: 01/14/2019)
01/14/2019	<u>89</u>	STRICKEN PURSUANT TO MINUTE ORDER FILED ON 1/15/2019..... MOTION for Partial Summary Judgment by TERI BLANTON, ALTHEA HUMBER, LINDA KEITH, KIMBERLY KOBERSMITH, RODNEY LEE, HUNTER MALONE, SARAH MARTIN, SHAWNA NICOLE MCCOMAS, SHEILA MARLENE PENNEY, ROBIN RITTER, DAVID ROODE, DIIKA:NEHI SEGOVIA, MELISSA SPEARS-LOJEK, RONNIE MAURICE STEWART, DEBRA WITTIG, RANDALL YATES (Attachments: # <u>1</u> Memorandum in Support, # <u>2</u> Exhibit A – Stewart Declaration, # <u>3</u> Exhibit B – Kobersmith Declaration, # <u>4</u> Exhibit C – McComas Declaration, # <u>5</u> Exhibit D – Spears Declaration, # <u>6</u> Exhibit E – Roode Declaration, # <u>7</u> Exhibit F – Penney Declaration, # <u>8</u> Exhibit G – Keith Declaration, # <u>9</u> Exhibit H – Wittig Declaration, # <u>10</u> Exhibit I – Malone Declaration, # <u>11</u> Exhibit J – Humber Declaration, # <u>12</u> Exhibit K – Yates Declaration, # <u>13</u> Exhibit L – Segovia Declaration, # <u>14</u> Exhibit M – Ritter Declaration, # <u>15</u> Exhibit N – Martin Declaration, # <u>16</u> Exhibit O – Blanton Declaration, # <u>17</u> Exhibit P – Lee Declaration, # <u>18</u> Text of

		Proposed Order)(Perkins, Jane) Modified on 1/17/2019 (znbn). (Entered: 01/14/2019)
01/15/2019		MINUTE ORDER: The Court ORDERS that Plaintiffs' <u>89</u> Motion for Summary Judgment is STRICKEN for violating the Court's Local Rule on excessive footnotes. Plaintiffs may have until January 17, 2019, to file a brief containing no more than 15 footnotes with an aggregate 75 lines of text. So ORDERED by Judge James E. Boasberg on 1/15/2019. (lcjeb3) (Entered: 01/15/2019)
01/15/2019	<u>90</u>	MOTION to Stay <i>Case In Light of Lapse of Appropriations</i> , MOTION for Extension of Time to <i>Meet All Deadlines</i> by ALEX M. AZAR, II, CENTERS FOR MEDICARE AND MEDICAID SERVICES, ERIC HARGAN, DEMETRIOS L. KOUZOUKAS, PAUL MANGO, BRIAN NEALE, UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES, SEEMA VERMA (Attachments: # <u>1</u> Proposed Order)(Skurnik, Matthew) (Entered: 01/15/2019)
01/15/2019		MINUTE ORDER: If any party opposes the Government's <u>90</u> Motion to Stay, the Court ORDERS that it shall file such opposition by January 17, 2019. So ORDERED by Judge James E. Boasberg on 1/15/2019. (lcjeb3) (Entered: 01/15/2019)
01/15/2019		Set/Reset Deadlines: Responses due by 1/17/2019. (znbn) (Entered: 01/17/2019)
01/15/2019		Set/Reset Deadlines: Brief due by 1/17/2019. (znbn) (Entered: 01/17/2019)
01/17/2019	<u>91</u>	MOTION for Partial Summary Judgment by TERI BLANTON, ALTHEA HUMBER, LINDA KEITH, KIMBERLY KOBERSMITH, RODNEY LEE, HUNTER MALONE, SARAH MARTIN, SHAWNA NICOLE MCCOMAS, SHEILA MARLENE PENNEY, ROBIN RITTER, DAVID ROODE, DIIKA:NEHI SEGOVIA, MELISSA SPEARS-LOJEK, RONNIE MAURICE STEWART, DEBRA WITTIG, RANDALL YATES (Attachments: # <u>1</u> Memorandum in Support, # <u>2</u> Exhibit A – Stewart Declaration, # <u>3</u> Exhibit B – Kobersmith Declaration, # <u>4</u> Exhibit C – McComas Declaration, # <u>5</u> Exhibit D – Spears Declaration, # <u>6</u> Exhibit E – Roode Declaration, # <u>7</u> Exhibit F – Penney Declaration, # <u>8</u> Exhibit G – Keith Declaration, # <u>9</u> Exhibit H – Wittig Declaration, # <u>10</u> Exhibit I – Malone Declaration, # <u>11</u> Exhibit J – Humber Declaration, # <u>12</u> Exhibit K – Yates Declaration, # <u>13</u> Exhibit L – Segovia Declaration, # <u>14</u> Exhibit M – Ritter Declaration, # <u>15</u> Exhibit N – Martin Declaration, # <u>16</u> Exhibit O – Blanton Declaration, # <u>17</u> Exhibit P – Lee Declaration, # <u>18</u> Proposed Order)(Perkins, Jane) (Entered: 01/17/2019)
01/17/2019	<u>92</u>	Memorandum in opposition to re <u>90</u> MOTION to Stay <i>Case In Light of Lapse of Appropriations</i> MOTION for Extension of Time to <i>Meet All Deadlines</i> filed by TERI BLANTON, ALTHEA HUMBER, LINDA KEITH, KIMBERLY KOBERSMITH, RODNEY LEE, HUNTER MALONE, SARAH MARTIN, SHAWNA NICOLE MCCOMAS, SHEILA MARLENE PENNEY, ROBIN RITTER, DAVID ROODE, DIIKA:NEHI SEGOVIA, MELISSA SPEARS-LOJEK, RONNIE MAURICE STEWART, DEBRA WITTIG, RANDALL YATES. (Perkins, Jane) (Entered: 01/17/2019)
01/17/2019	<u>93</u>	RESPONSE re <u>90</u> MOTION to Stay <i>Case In Light of Lapse of Appropriations</i> MOTION for Extension of Time to <i>Meet All Deadlines</i> filed by COMMONWEALTH OF KENTUCKY. (Kuhn, Matthew) (Entered: 01/17/2019)
01/17/2019		MINUTE ORDER: The Court is inclined to extend briefing deadlines by only a week unless Kentucky agrees to delay its implementation. If Defendants wish to be further heard on their <u>90</u> Motion to Stay, the Court ORDERS that they shall file a reply by January 18, 2019, at 4:00 p.m. So ORDERED by Judge James E. Boasberg on 1/17/2019. (lcjeb1) (Entered: 01/17/2019)
01/17/2019		Set/Reset Deadlines: Reply due by 1/18/2019 4:00 PM. (znbn) (Entered: 01/18/2019)
01/18/2019	<u>94</u>	NOTICE of Appearance by Christopher J. Frisina on behalf of DEANS, CHAIRS AND SCHOLARS (Frisina, Christopher) (Entered: 01/18/2019)
01/18/2019		MINUTE ORDER: The Court ORDERS that Defendants' <u>90</u> Motion to Stay is GRANTED IN PART and DENIED IN PART. Briefing deadlines are extended one week from the schedule set out in the Minute Order of December 6, 2018. So ORDERED by Judge James E. Boasberg on 1/18/2019. (lcjeb3) (Entered: 01/18/2019)

01/18/2019	<u>95</u>	Unopposed MOTION for Leave to File <i>Amici Curiae Brief in Support of Plaintiffs</i> by DEANS, CHAIRS AND SCHOLARS (Attachments: # <u>1</u> Scholar's Brief)(Waters, Edward) (Entered: 01/18/2019)
01/22/2019		MINUTE ORDER: The Court ORDERS that the Amici's <u>95</u> Motion is GRANTED, and their [95-1] Brief is deemed FILED. So ORDERED by Judge James E. Boasberg on 1/22/2019. (lcjeb3) (Entered: 01/22/2019)
01/22/2019	<u>96</u>	AMICUS BRIEF by DEANS, CHAIRS AND SCHOLARS. (tth) (Entered: 01/22/2019)
01/22/2019	<u>97</u>	NOTICE of Appearance by Matthew J. Higgins on behalf of AMERICAN ACADEMY OF PEDIATRICS, AMERICAN COLLEGE OF PHYSICIANS, AMERICAN MEDICAL ASSOCIATION, AMERICAN PSYCHIATRIC ASSOCIATION, CATHOLIC HEALTH ASSOCIATION OF THE UNITED STATES, March of Dimes, NATIONAL ALLIANCE ON MENTAL ILLNESS (Higgins, Matthew) (Entered: 01/22/2019)
01/22/2019	<u>98</u>	Unopposed MOTION for Leave to File <i>Brief of Amici Curiae</i> by AMERICAN ACADEMY OF PEDIATRICS, AMERICAN COLLEGE OF PHYSICIANS, AMERICAN MEDICAL ASSOCIATION, AMERICAN PSYCHIATRIC ASSOCIATION, CATHOLIC HEALTH ASSOCIATION OF THE UNITED STATES, March of Dimes, NATIONAL ALLIANCE ON MENTAL ILLNESS (Attachments: # <u>1</u> Exhibit Proposed Brief of Amici Curiae, # <u>2</u> Text of Proposed Order)(Higgins, Matthew) (Entered: 01/22/2019)
01/22/2019		MINUTE ORDER: The Court ORDERS that Amici's <u>98</u> Motion is GRANTED IN PART and DENIED IN PART. They may file a brief, but one that does not contain excessive footnotes in violation of the Court's Local Rules. They may, accordingly, file by January 24, 2019, a brief that contains no more than 10 footnotes with an aggregate 50 lines of text. So ORDERED by Judge James E. Boasberg on 1/22/2019. (lcjeb3) (Entered: 01/22/2019)
01/22/2019		MINUTE ORDER: The Court ORDERS that all parties (including amici) shall file by February 11, 2019, copies of any portion of the administrative record or extra-record material ( <i>e.g.</i> , articles, studies, or reports) upon which they rely. So ORDERED by Judge James E. Boasberg on 1/22/2019. (lcjeb3) (Entered: 01/22/2019)
01/22/2019		Set/Reset Deadlines: Administrative Record due by 2/11/2019. (znbm) (Entered: 01/24/2019)
01/24/2019	<u>99</u>	AMICUS BRIEF by AMERICAN ACADEMY OF PEDIATRICS, AMERICAN COLLEGE OF PHYSICIANS, AMERICAN MEDICAL ASSOCIATION, AMERICAN PSYCHIATRIC ASSOCIATION, CATHOLIC HEALTH ASSOCIATION OF THE UNITED STATES, MARCH OF DIMES, NATIONAL ALLIANCE ON MENTAL ILLNESS. (Higgins, Matthew) Modified event title on 1/25/2019 (znmw). (Entered: 01/24/2019)
01/24/2019	<u>100</u>	Unopposed MOTION for Leave to File <i>Amici Curiae Brief in Support of Plaintiffs</i> by AARP, AARP FOUNDATION, Justice in Aging, Disability Rights Education and Defense Fund, National Academy of Elder Law Attorneys (Attachments: # <u>1</u> Exhibit Amici Curiae Brief, # <u>2</u> Text of Proposed Order)(Gyamfi, Maame) (Entered: 01/24/2019)
01/24/2019	<u>101</u>	NOTICE of Appearance by Maame Gyamfi on behalf of AARP, AARP FOUNDATION, Justice in Aging, Disability Rights Education and Defense Fund, National Academy of Elder Law Attorneys (Gyamfi, Maame) (Entered: 01/24/2019)
01/25/2019		MINUTE ORDER: The Court ORDERS that Amici's <u>100</u> Motion is GRANTED and their brief is deemed FILED. So ORDERED by Judge James E. Boasberg on 1/25/2019. (lcjeb3) (Entered: 01/25/2019)
01/25/2019	<u>102</u>	AMICUS BRIEF by AARP, AARP FOUNDATION, JUSTICE IN AGING, NATIONAL ACADEMY OF ELDER LAW ATTORNEYS, DISABILITY RIGHTS EDUCATION AND DEFENSE FUND. (tth) Modified to add filers on 1/30/2019 (znmw). (Entered: 01/25/2019)

01/28/2019	<u>103</u>	REQUEST FOR SUMMONS TO ISSUE re <u>88</u> Amended Complaint, filed by ALTHEA HUMBER, SHAWNA NICOLE MCCOMAS, RONNIE MAURICE STEWART, HUNTER MALONE, DIIKA:NEHI SEGOVIA, TERI BLANTON, SHEILA MARLENE PENNEY, SARAH MARTIN, RANDALL YATES, LINDA KEITH, DAVID ROODE, KIMBERLY KOBERSMITH, ROBIN RITTER, MELISSA SPEARS-LOJEK, RODNEY LEE, DEBRA WITTIG. Related document: <u>88</u> Amended Complaint, filed by RODNEY LEE, DIIKA:NEHI SEGOVIA, MELISSA SPEARS-LOJEK, SARAH MARTIN, SHEILA MARLENE PENNEY, KIMBERLY KOBERSMITH, RANDALL YATES, SHAWNA NICOLE MCCOMAS, LINDA KEITH, TERI BLANTON, RONNIE MAURICE STEWART, HUNTER MALONE, ALTHEA HUMBER, DEBRA WITTIG, DAVID ROODE, ROBIN RITTER.(Perkins, Jane) (Entered: 01/28/2019)
01/29/2019	<u>104</u>	SUMMONS (1) Issued Electronically as to PAUL MANGO. (tth) (Entered: 01/29/2019)
02/01/2019	<u>105</u>	NOTICE of Appearance by Robert Stanton Jones on behalf of AARP FOUNDATION, DISABILITY RIGHTS EDUCATION AND DEFENSE FUND, JUSTICE IN AGING, NATIONAL ACADEMY OF ELDER LAW ATTORNEYS (Jones, Robert) (Entered: 02/01/2019)
02/01/2019	<u>106</u>	NOTICE OF WITHDRAWAL OF APPEARANCE as to AARP, AARP, AARP FOUNDATION, DISABILITY RIGHTS EDUCATION AND DEFENSE FUND, JUSTICE IN AGING, NATIONAL ACADEMY OF ELDER LAW ATTORNEYS. Attorney Lisa Schiavo Blatt terminated. (Blatt, Lisa) (Entered: 02/01/2019)
02/04/2019	<u>107</u>	Memorandum in opposition to re <u>91</u> MOTION for Partial Summary Judgment filed by ALEX M. AZAR, II, CENTERS FOR MEDICARE AND MEDICAID SERVICES, ERIC HARGAN, BRIAN NEALE, UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES, SEEMA VERMA. (Attachments: # <u>1</u> Exhibit A)(Andrapalliyal, Vinita) (Entered: 02/04/2019)
02/04/2019	<u>108</u>	MOTION to Dismiss , MOTION for Summary Judgment by ALEX M. AZAR, II, CENTERS FOR MEDICARE AND MEDICAID SERVICES, ERIC HARGAN, DEMETRIOS L. KOUZOUKAS, PAUL MANGO, BRIAN NEALE, UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES, SEEMA VERMA (Attachments: # <u>1</u> Memorandum in Support, # <u>2</u> Exhibit A, # <u>3</u> Text of Proposed Order)(Andrapalliyal, Vinita) (Entered: 02/04/2019)
02/04/2019	<u>109</u>	MOTION for Leave to File Excess Pages <i>for combined Motion for Summary Judgment and Response to Plaintiffs' Motion for Summary Judgment</i> by COMMONWEALTH OF KENTUCKY (Pitt, Mark) (Entered: 02/04/2019)
02/04/2019	<u>110</u>	MOTION for Summary Judgment <i>and Response in Opposition to Plaintiffs' Motion for Summary Judgment</i> by COMMONWEALTH OF KENTUCKY (Attachments: # <u>1</u> Memorandum in Support, # <u>2</u> Affidavit, # <u>3</u> Text of Proposed Order)(Pitt, Mark) (Entered: 02/04/2019)
02/04/2019	111	Memorandum in opposition to re <u>91</u> MOTION for Partial Summary Judgment filed by COMMONWEALTH OF KENTUCKY. (See Docket Entry <u>110</u> to view document) (tth) (Entered: 02/05/2019)
02/05/2019		MINUTE ORDER: The Court ORDERS that Defendant-Intervenor Commonwealth of Kentucky's <u>109</u> Motion for Leave to File Excess Pages is GRANTED and that it may file a memorandum in support of its motion for summary judgment of up to 55 pages in length. So ORDERED by Judge James E. Boasberg on 2/5/2019. (lcjeb3) (Entered: 02/05/2019)
02/11/2019	<u>112</u>	LARGE ADDITIONAL ATTACHMENT(S) <i>Administrative Record Excerpts and Extra-Record Material Cited in Amici Curiae Brief</i> by AMERICAN ACADEMY OF PEDIATRICS, AMERICAN COLLEGE OF PHYSICIANS, AMERICAN MEDICAL ASSOCIATION, AMERICAN PSYCHIATRIC ASSOCIATION, CATHOLIC HEALTH ASSOCIATION OF THE UNITED STATES, MARCH OF DIMES, NATIONAL ALLIANCE ON MENTAL ILLNESS <u>99</u> Memorandum, filed by AMERICAN PSYCHIATRIC ASSOCIATION, AMERICAN MEDICAL ASSOCIATION, MARCH OF DIMES, NATIONAL ALLIANCE ON MENTAL ILLNESS, AMERICAN ACADEMY OF PEDIATRICS, CATHOLIC HEALTH ASSOCIATION OF THE UNITED STATES, AMERICAN COLLEGE OF



		PHYSICIANS. (Attachments: # <u>1</u> AR Excerpts, # <u>2</u> Extra-Record Material (Part 1 of 2), # <u>3</u> Extra-Record Material (Part 2 of 2))(Higgins, Matthew) (Entered: 02/11/2019)
02/11/2019	<u>113</u>	NOTICE of Filing of Administrative Record Excerpts and Extra-Record Materials by ALEX M. AZAR, II, DEMETRIOS L. KOUZOUKAS, PAUL MANGO, UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES, SEEMA VERMA re Order, (Attachments: # <u>1</u> Excerpt 1, # <u>2</u> Excerpt 2, # <u>3</u> Excerpt 3, # <u>4</u> Excerpt 4, # <u>5</u> Excerpt 5, # <u>6</u> Excerpt 6, # <u>7</u> Excerpt 7, # <u>8</u> Excerpt 8, # <u>9</u> Excerpt 9, # <u>10</u> Excerpt 10, # <u>11</u> Excerpt 11, # <u>12</u> Excerpt 12, # <u>13</u> Excerpt 13, # <u>14</u> Excerpt 14, # <u>15</u> Excerpt 15, # <u>16</u> Excerpt 16, # <u>17</u> Excerpt 17, # <u>18</u> Excerpt 18, # <u>19</u> Excerpt 19, # <u>20</u> Excerpt 20, # <u>21</u> Excerpt 21, # <u>22</u> Excerpt 22, # <u>23</u> Excerpt 23, # <u>24</u> Excerpt 24, # <u>25</u> Excerpt 25, # <u>26</u> Excerpt 26)(Andrapallyal, Vinita) (Entered: 02/11/2019)
02/11/2019	<u>114</u>	NOTICE of Submission of Appendix by TERI BLANTON, ALTHEA HUMBER, LINDA KEITH, KIMBERLY KOBERSMITH, RODNEY LEE, HUNTER MALONE, SARAH MARTIN, SHAWNA NICOLE MCCOMAS, SHEILA MARLENE PENNEY, ROBIN RITTER, DAVID ROODE, DIKA:NEHI SEGOVIA, MELISSA SPEARS-LOJEK, RONNIE MAURICE STEWART, DEBRA WITTIG, RANDALL YATES (Attachments: # <u>1</u> Declaration of Jane Perkins, # <u>2</u> Appendix Part 1, # <u>3</u> Appendix Part 2, # <u>4</u> Appendix Part 3, # <u>5</u> Appendix Part 4)(Perkins, Jane) (Entered: 02/11/2019)
02/11/2019	<u>115</u>	NOTICE of Filing of Administrative Record Excerpts and Extra-Record Materials Referenced in Memorandum in Support of Summary Judgment by COMMONWEALTH OF KENTUCKY (Attachments: # <u>1</u> Exhibit Exhibit 1, # <u>2</u> Exhibit Exhibit 2, # <u>3</u> Exhibit Exhibit 3, # <u>4</u> Exhibit Exhibit 4, # <u>5</u> Exhibit Exhibit 5, # <u>6</u> Exhibit Exhibit 6, # <u>7</u> Exhibit Exhibit 7, # <u>8</u> Exhibit Exhibit 8, # <u>9</u> Exhibit Exhibit 9, # <u>10</u> Exhibit Exhibit 10, # <u>11</u> Exhibit Exhibit 11, # <u>12</u> Exhibit Exhibit 12, # <u>13</u> Exhibit Exhibit 13, # <u>14</u> Exhibit Exhibit 14, # <u>15</u> Exhibit Exhibit 15, # <u>16</u> Exhibit Exhibit 16, # <u>17</u> Exhibit Exhibit 17, # <u>18</u> Exhibit Exhibit 18, # <u>19</u> Exhibit Exhibit 19 part 1, # <u>20</u> Exhibit Exhibit 19 part 2, # <u>21</u> Exhibit Exhibit 20, # <u>22</u> Exhibit Exhibit 21, # <u>23</u> Exhibit Exhibit 22, # <u>24</u> Exhibit Exhibit 23, # <u>25</u> Exhibit Exhibit 24, # <u>26</u> Exhibit Exhibit 25, # <u>27</u> Exhibit Exhibit 26, # <u>28</u> Exhibit Exhibit 27, # <u>29</u> Exhibit Exhibit 28, # <u>30</u> Exhibit Exhibit 29, # <u>31</u> Exhibit Exhibit 30, # <u>32</u> Exhibit Exhibit 31, # <u>33</u> Exhibit Exhibit 32, # <u>34</u> Exhibit Exhibit 33)(Pitt, Mark) (Entered: 02/11/2019)
02/11/2019	<u>116</u>	NOTICE of Compliance with Court Order by DEANS, CHAIRS AND SCHOLARS re <u>96</u> Amicus Brief (Attachments: # <u>1</u> Table of Contents, # <u>2</u> Volume 1 of 9, # <u>3</u> Volume 2 of 9, # <u>4</u> Volume 3 of 9, # <u>5</u> Volume 4 of 9, # <u>6</u> Volume 5 of 9, # <u>7</u> Volume 6 of 9, # <u>8</u> Volume 7 of 9, # <u>9</u> Volume 8 of 9, # <u>10</u> Volume 9 of 9)(Waters, Edward) (Entered: 02/11/2019)
02/11/2019	<u>117</u>	NOTICE of Compliance with Court Order by AARP, AARP FOUNDATION, JUSTICE IN AGING, NATIONAL ACADEMY OF ELDER LAW ATTORNEYS, DISABILITY RIGHTS EDUCATION AND DEFENSE FUND re <u>102</u> Amicus Brief (Attachments: # <u>1</u> Appendix Admin Record Excerpts, # <u>2</u> Appendix Extra Record Materials, # <u>3</u> Appendix Extra Record Materials, # <u>4</u> Appendix Extra Record Materials)(Gyamfi, Maame) (Entered: 02/11/2019)
02/14/2019	<u>118</u>	MOTION for Leave to File <i>Single Consolidated Brief</i> by TERI BLANTON, ALTHEA HUMBER, LINDA KEITH, RODNEY LEE, HUNTER MALONE, SARAH MARTIN, SHAWNA NICOLE MCCOMAS, SHEILA MARLENE PENNEY, ROBIN RITTER, DAVID ROODE, DIKA:NEHI SEGOVIA, MELISSA SPEARS-LOJEK, RONNIE MAURICE STEWART, DEBRA WITTIG, RANDALL YATES (Attachments: # <u>1</u> Text of Proposed Order)(Perkins, Jane) (Entered: 02/14/2019)
02/14/2019		MINUTE ORDER: The Court ORDERS that Plaintiffs' <u>118</u> Motion for Leave to File a Consolidated Brief is GRANTED and that they may file a single consolidated brief of not more than 55 pages in length. So ORDERED by Judge James E. Boasberg on 2/14/2019. (lcjeb3) (Entered: 02/14/2019)
02/15/2019		MINUTE ORDER: The Court ORDERS that the parties shall appear for oral argument on the pending Motions on March 14, 2019, at 11:00 a.m. So ORDERED by Judge James E. Boasberg on 2/15/2019. (lcjeb1) (Entered: 02/15/2019)

02/15/2019		Set/Reset Hearings: Motions Hearing set for 3/14/2019 at 11:00 AM in Courtroom 25A before Judge James E. Boasberg. (lsj) (Entered: 02/15/2019)
02/19/2019	<u>119</u>	REPLY to opposition to motion re <u>91</u> MOTION for Partial Summary Judgment filed by TERI BLANTON, ALTHEA HUMBER, LINDA KEITH, KIMBERLY KOBERSMITH, RODNEY LEE, HUNTER MALONE, SARAH MARTIN, SHAWNA NICOLE MCCOMAS, SHEILA MARLENE PENNEY, ROBIN RITTER, DAVID ROODE, DIIKA:NEHI SEGOVIA, MELISSA SPEARS-LOJEK, RONNIE MAURICE STEWART, DEBRA WITTIG, RANDALL YATES. (Perkins, Jane) (Entered: 02/19/2019)
02/19/2019	<u>120</u>	RESPONSE re <u>108</u> MOTION to Dismiss MOTION for Summary Judgment , <u>110</u> MOTION for Summary Judgment <i>and Response in Opposition to Plaintiffs' Motion for Summary Judgment</i> filed by TERI BLANTON, ALTHEA HUMBER, LINDA KEITH, KIMBERLY KOBERSMITH, RODNEY LEE, HUNTER MALONE, SARAH MARTIN, SHAWNA NICOLE MCCOMAS, SHEILA MARLENE PENNEY, ROBIN RITTER, DAVID ROODE, DIIKA:NEHI SEGOVIA, MELISSA SPEARS-LOJEK, RONNIE MAURICE STEWART, DEBRA WITTIG, RANDALL YATES. (Perkins, Jane) (Entered: 02/19/2019)
02/25/2019	<u>121</u>	NOTICE of Submission of Supp. Appendix by TERI BLANTON, ALTHEA HUMBER, LINDA KEITH, KIMBERLY KOBERSMITH, RODNEY LEE, HUNTER MALONE, SARAH MARTIN, SHAWNA NICOLE MCCOMAS, SHEILA MARLENE PENNEY, ROBIN RITTER, DAVID ROODE, DIIKA:NEHI SEGOVIA, MELISSA SPEARS-LOJEK, RONNIE MAURICE STEWART, DEBRA WITTIG, RANDALL YATES (Attachments: # <u>1</u> Declaration, # <u>2</u> Appendix)(Perkins, Jane) (Entered: 02/25/2019)
03/01/2019	<u>122</u>	REPLY to opposition to motion re <u>108</u> MOTION to Dismiss MOTION for Summary Judgment filed by ALEX M. AZAR, II, CENTERS FOR MEDICARE AND MEDICAID SERVICES, ERIC HARGAN, DEMETRIOS L. KOUZOUKAS, PAUL MANGO, BRIAN NEALE, UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES, SEEMA VERMA. (Attachments: # <u>1</u> Exhibit A)(Skurnik, Matthew) (Entered: 03/01/2019)
03/01/2019	<u>123</u>	REPLY to opposition to motion re <u>108</u> MOTION to Dismiss MOTION for Summary Judgment filed by COMMONWEALTH OF KENTUCKY. (Kuhn, Matthew) (Entered: 03/01/2019)
03/06/2019	<u>124</u>	NOTICE of Filing of Supplemental Excerpts of the Administrative Record Relied Upon by the Federal Defendants by ALEX M. AZAR, II, CENTERS FOR MEDICARE AND MEDICAID SERVICES, DEMETRIOS L. KOUZOUKAS, PAUL MANGO, UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES, SEEMA VERMA (Attachments: # <u>1</u> Excerpt 27, # <u>2</u> Excerpt 28, # <u>3</u> Excerpt 29)(Andrapalliyal, Vinita) (Entered: 03/06/2019)
03/06/2019	<u>125</u>	NOTICE of Supplemental Filing of Cited Sources & Portions of the Administrative Record by COMMONWEALTH OF KENTUCKY (Attachments: # <u>1</u> Exhibit 34, # <u>2</u> Exhibit 35, # <u>3</u> Exhibit 36, # <u>4</u> Exhibit 37, # <u>5</u> Exhibit 38)(Kuhn, Matthew) (Entered: 03/06/2019)
03/13/2019	<u>126</u>	NOTICE of Appearance by James Mahoney Burnham on behalf of All Defendants (Burnham, James) (Entered: 03/13/2019)
03/13/2019	<u>127</u>	NOTICE of Appearance by Zachary Michael Spiegel Blau on behalf of TERI BLANTON, ALTHEA HUMBER, LINDA KEITH, RODNEY LEE, HUNTER MALONE, SARAH MARTIN, SHAWNA NICOLE MCCOMAS, SHEILA MARLENE PENNEY, ROBIN RITTER, DAVID ROODE, DIIKA:NEHI SEGOVIA, MELISSA SPEARS-LOJEK, RONNIE MAURICE STEWART, DEBRA WITTIG, RANDALL YATES (Blau, Zachary) (Entered: 03/13/2019)
03/13/2019	<u>128</u>	NOTICE of Appearance by Matthew Harold Kleinert on behalf of COMMONWEALTH OF KENTUCKY (Kleinert, Matthew) (Entered: 03/13/2019)
03/13/2019	<u>129</u>	NOTICE of Appearance by Johann Frederick Herklotz on behalf of COMMONWEALTH OF KENTUCKY (Herklotz, Johann) (Entered: 03/13/2019)

03/14/2019		Minute Entry for proceedings held before Judge James E. Boasberg: Motion Hearing held on 3/14/2019 re <u>91</u> MOTION for Partial Summary Judgment filed by RODNEY LEE, DIIKA:NEHI SEGOVIA, MELISSA SPEARS-LOJEK, SARAH MARTIN, SHEILA MARLENE PENNEY, KIMBERLY KOBERSMITH, RANDALL YATES, SHAWNA NICOLE MCCOMAS, LINDA KEITH, TERI BLANTON, RONNIE MAURICE STEWART, HUNTER MALONE, ALTHEA HUMBER, DEBRA WITTIG, DAVID ROODE, ROBIN RITTER, <u>110</u> MOTION for Summary Judgment <i>and Response in Opposition to Plaintiffs' Motion for Summary Judgment</i> filed by COMMONWEALTH OF KENTUCKY, <u>108</u> MOTION to Dismiss MOTION for Summary Judgment filed by DEMETRIOS L. KOUZOUKAS, BRIAN NEALE, PAUL MANGO, CENTERS FOR MEDICARE AND MEDICAID SERVICES, ERIC HARGAN, ALEX M. AZAR, II, SEEMA VERMA, UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES. Oral arguments heard and motions taken under advisement. (Court Reporter Lisa Griffith) (znbn) (Entered: 03/14/2019)
03/15/2019	<u>130</u>	NOTICE of Supplemental Filing by ALEX M. AZAR, II, CENTERS FOR MEDICARE AND MEDICAID SERVICES, DEMETRIOS L. KOUZOUKAS, PAUL MANGO, UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES, SEEMA VERMA (Andrapalliyal, Vinita) (Entered: 03/15/2019)
03/27/2019	<u>131</u>	ORDER: The Court ORDERS that: 1) Plaintiffs' <u>91</u> Motion for Summary Judgment is GRANTED; 2) Defendants' <u>108</u> , <u>110</u> Cross-Motions for Summary Judgment are DENIED; 3) The Secretary's approval of Kentucky HEALTH is VACATED and REMANDED to the agency; and 4) The parties shall appear for a status hearing on April 10, 2019, at 10:30 a.m. Signed by Judge James E. Boasberg on 3/27/2019. (lcjeb1) (Entered: 03/27/2019)
03/27/2019	<u>132</u>	MEMORANDUM OPINION re <u>131</u> Order. Signed by Judge James E. Boasberg on 3/27/2019. (lcjeb1) (Entered: 03/27/2019)
03/28/2019		Set/Reset Hearings: Status Conference set for 4/10/2019 at 10:30 AM in Courtroom 25A before Judge James E. Boasberg. (lsj) (Entered: 03/28/2019)
04/03/2019	<u>133</u>	Joint MOTION for Entry of Final Judgment by ALEX M. AZAR, II, CENTERS FOR MEDICARE AND MEDICAID SERVICES, ERIC HARGAN, DEMETRIOS L. KOUZOUKAS, PAUL MANGO, BRIAN NEALE, UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES, SEEMA VERMA (Attachments: # <u>1</u> Text of Proposed Order)(Andrapalliyal, Vinita) (Entered: 04/03/2019)
04/04/2019	<u>134</u>	ORDER GRANTING <u>133</u> Joint Motion for Entry of Final Judgment. The Court ORDERS that: 1) Judgment is ENTERED on Count VIII of Plaintiffs' First Amended Complaint; 2) The remainder of the case is STAYED, including any deadline for attorney fees, pending any appeal by Defendants of the Court's ruling on Count VIII; 3) The parties shall update the Court within 14 days of the appeal deadline if no appeal is filed or, if an appeal is filed, within 14 days of the mandate issuing from the appeal; and 4) The status hearing set for April 10, 2019, at 10:30 a.m. is VACATED. Signed by Judge James E. Boasberg on 4/4/2019. (lcjeb1) (Entered: 04/04/2019)
04/04/2019		Case Stayed. (znbn) (Entered: 04/04/2019)
04/10/2019	<u>135</u>	NOTICE OF APPEAL TO DC CIRCUIT COURT as to <u>134</u> Order on Motion for Entry of Final Judgment,, <u>132</u> Memorandum & Opinion, <u>131</u> Order on Motion for Partial Summary Judgment,, Order on Motion to Dismiss,, Order on Motion for Summary Judgment,,, by CENTERS FOR MEDICARE AND MEDICAID SERVICES, SEEMA VERMA, DEMETRIOS L. KOUZOUKAS, ERIC HARGAN, ALEX M. AZAR, II, UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES, PAUL MANGO, BRIAN NEALE. Fee Status: No Fee Paid. Parties have been notified. (Skurnik, Matthew) (Entered: 04/10/2019)
04/11/2019	<u>136</u>	Transmission of the Notice of Appeal, Order Appealed (Memorandum Opinion), and Docket Sheet to US Court of Appeals. The Court of Appeals docketing fee was not paid because the appeal was filed by the government re <u>135</u> Notice of Appeal to DC Circuit Court. (tth) (Entered: 04/11/2019)

04/11/2019	<u>137</u>	NOTICE OF APPEAL TO DC CIRCUIT COURT as to <u>134</u> Order on Motion for Entry of Final Judgment,, <u>132</u> Memorandum & Opinion, <u>131</u> Order on Motion for Partial Summary Judgment,, Order on Motion to Dismiss,, Order on Motion for Summary Judgment,, by COMMONWEALTH OF KENTUCKY. Filing fee \$ 505, receipt number 0090-6053749. Fee Status: Fee Paid. Parties have been notified. (Kuhn, Matthew) (Entered: 04/11/2019)
04/11/2019	<u>138</u>	Transmission of the Notice of Appeal, Order Appealed (Memorandum Opinion), and Docket Sheet to US Court of Appeals. The Court of Appeals fee was paid this date re <u>137</u> Notice of Appeal to DC Circuit Court. (zrdj) (Entered: 04/11/2019)
04/11/2019	<u>139</u>	TRANSCRIPT OF PROCEEDINGS before Judge James E. Boasberg held on 3-14-19; Page Numbers: 1-58. Date of Issuance:4-11-19. Court Reporter/Transcriber Lisa Griffith, Telephone number (202) 354-3247, Transcripts may be ordered by submitting the <u>Transcript Order Form</u>  For the first 90 days after this filing date, the transcript may be viewed at the courthouse at a public terminal or purchased from the court reporter referenced above. After 90 days, the transcript may be accessed via PACER. Other transcript formats, (multi-page, condensed, CD or ASCII) may be purchased from the court reporter.  <b>NOTICE RE REDACTION OF TRANSCRIPTS:</b> The parties have twenty-one days to file with the court and the court reporter any request to redact personal identifiers from this transcript. If no such requests are filed, the transcript will be made available to the public via PACER without redaction after 90 days. The policy, which includes the five personal identifiers specifically covered, is located on our website at www.dcd.uscourts.gov.  Redaction Request due 5/2/2019. Redacted Transcript Deadline set for 5/12/2019. Release of Transcript Restriction set for 7/10/2019.(Griffith, Lisa) (Entered: 04/11/2019)
04/11/2019		USCA Case Number 19-5095 for <u>135</u> Notice of Appeal to DC Circuit Court,, filed by BRIAN NEALE, SEEMA VERMA, PAUL MANGO, DEMETRIOS L. KOUZOUKAS, CENTERS FOR MEDICARE AND MEDICAID SERVICES, ERIC HARGAN, ALEX M. AZAR, II, UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES. (zrdj) (Entered: 04/11/2019)
04/11/2019		USCA Case Number 19-5097 for <u>137</u> Notice of Appeal to DC Circuit Court, filed by COMMONWEALTH OF KENTUCKY. (zrdj) (Entered: 04/11/2019)
01/08/2020	<u>140</u>	MANDATE of USCA as to <u>137</u> Notice of Appeal to DC Circuit Court, filed by COMMONWEALTH OF KENTUCKY, <u>135</u> Notice of Appeal to DC Circuit Court,, filed by BRIAN NEALE, SEEMA VERMA, PAUL MANGO, DEMETRIOS L. KOUZOUKAS, CENTERS FOR MEDICARE AND MEDICAID SERVICES, ERIC HARGAN, ALEX M. AZAR, II, UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES ; USCA Case Number 19-5095 Consolidated with 19-5097. (Attachments: # <u>1</u> USCA Order)(zrdj) (Entered: 01/09/2020)
01/09/2020		MIUTE ORDER: Given the dismissal of Defendants' appeal and the issuance of the Mandate, the Court ORDERS that by January 23, 2020, the parties shall submit a Joint Status Report indicating how they wish to proceed here. So ORDERED by Judge James E. Boasberg on 1/9/2020. (lcjeb3) (Entered: 01/09/2020)
01/09/2020		Set/Reset Deadlines: Joint Status Report due by 1/23/2020. (nbn) (Entered: 01/10/2020)
01/23/2020	<u>141</u>	Joint STATUS REPORT by TERI BLANTON, ALTHEA HUMBER, LINDA KEITH, KIMBERLY KOBERSMITH, RODNEY LEE, HUNTER MALONE, SARAH MARTIN, SHAWNA NICOLE MCCOMAS, SHEILA MARLENE PENNEY, ROBIN RITTER, DAVID ROODE, DIKA:NEHI SEGOVIA, MELISSA SPEARS-LOJEK, RONNIE MAURICE STEWART, DEBRA WITTIG, RANDALL YATES. (Perkins, Jane) (Entered: 01/23/2020)
01/24/2020		MINUTE ORDER: Per the parties' <u>141</u> Joint Status Report, the Court ORDERS that: 1) Counts II-VII are DISMISSED WITHOUT PREJUDICE as moot; 2) Counts I and IX are DISMISSED WITHOUT PREJUDICE with Plaintiffs' consent; 3) Judgment is

ENTERED in favor of Plaintiffs; and 4) Plaintiffs shall file any motion for attorney fees and costs by February 24, 2020. So ORDERED by Judge James E. Boasberg on 1/24/2020. (lcjeb3) (Entered: 01/24/2020)