

No. 16-5202

**UNITED STATES COURT OF APPEALS
FOR THE DISTRICT OF COLUMBIA CIRCUIT**

UNITED STATES HOUSE OF REPRESENTATIVES,
Plaintiff – Appellee,

v.

THOMAS E. PRICE, M.D., in his official capacity as Secretary of Health and Human Services; U.S. Department of Health and Human Services; STEVEN T. MNUCHIN, in his official capacity as Secretary of the Treasury; U.S. Department of the Treasury,
Defendants – Appellants.

On Appeal from a Final Order of the U.S. District Court for the District of Columbia (No. 1:14-cv-01967) (Hon. Rosemary M. Collyer, U.S. District Judge)

JOINT STATUS REPORT

By order dated March 2, 2017, this Court granted the parties' joint motion to continue the abeyance of this appeal and to file a status report by May 22, 2017, and at 90-day intervals thereafter. The parties respectfully request that the abeyance be continued as contemplated by the March 2 order. The parties continue to discuss measures that would obviate the need for judicial determination of this appeal, including potential legislative action.

Recently, a group of States moved to intervene in this appeal and to lift the abeyance to permit consideration of that motion. This Court denied a similar

intervention motion filed by individuals and ordered that the abeyance should continue. See 1/12/2017 Order. The parties will respond separately to the States' request.

Respectfully submitted.

/s/ Alisa B. Klein

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May 22, 2017

CERTIFICATE OF SERVICE

I certify that on May 22, 2017, I caused to be filed the foregoing Joint Status Report via the Court's CM/ECF system, which I understand caused delivery of a copy to all registered parties.

/s/ Thomas G. Hungar