

No. 16-5202

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

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UNITED STATES HOUSE OF REPRESENTATIVES,  
*Plaintiff – Appellee*

v.

ERIC D. HARGAN, in his official capacity as Acting 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*

THE STATE OF CALIFORNIA, et al.,  
*Intervenors for Appellants.*

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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)

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**JOINT STATUS REPORT**

Plaintiff-appellee and defendants-appellants respectfully submit this joint  
status report. As the Court is aware, the Department of Health & Human Services  
has directed that cost-sharing reduction payments be stopped because they are not  
funded by any appropriation. *See* Oct. 13, 2017 Notice. In light of the changed  
circumstances, plaintiff and defendants are actively discussing the disposition of  
this case and hope to file a motion with this Court in furtherance of those efforts in

the coming weeks. Accordingly, plaintiff and defendants respectfully submit that the abeyance should be continued. In light of the status report submitted by the intervenors, if the Court is inclined to consider lifting the abeyance at this time, plaintiff and defendants respectfully request the opportunity to brief that issue.

Respectfully submitted.

/s/ Alisa B. Klein

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*Counsel for Plaintiff-Appellee*

October 30, 2017

**CERTIFICATE OF SERVICE**

I certify that on October 30, 2017, I caused the foregoing Joint Status Report to be filed via the Court's CM/ECF system, which I understand caused delivery of a copy to all registered parties.

/s/ Thomas G. Hungar