Richardson	. U.S. Department of Health and Human Services et	al	
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14	UNITED STATES DISTRICT COURT		
15	DISTRICT OF NEVADA		
	BARBARA D. RICHARDSON, in her	: Case No. 2:17-cv-00775-JCM-PAL	
16	capacity as Receiver of Nevada Health Co- Op.,		
17	Plaintiff,	: STIPULATION FOR AN EXTENSION : OF TIME TO RESPOND TO THE	
18		: COMPLAINT AND SETTING FORTH	
19	V.	: A PROPOSED BRIEFING SCHEDULE : FOR THE UNITED STATES'	
	U.S. DEPARTMENT OF HEALTH AND	: FORTHCOMING MOTION TO	
20	HUMAN SERVICES, et al.,	: DISMISS THE COMPLAINT :	
21	Defendants.	:	
22			
23	στισιμ ατιονί το έντενο τιμε	TO DESDOND TO THE COMPLAINT AND	
	STIPULATION TO EXTEND TIME TO RESPOND TO THE COMPLAINT AND TO SET A BRIEFING SCHEDULE		
24	(First Request)		
25	Pursuant to LR IA 6-1, together, plaintiff, Barbara D. Richardson, in her capacity as Receiver		
26			
27	of Nevada Health Co-Op (hereinafter "Richardson" or Plaintiff) and defendants, the United States		
28	Department of Health and Human Services, the Centers for Medicare & Medicaid Services, and		
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Doc. 14

Dr. Thomas E. Price, in his capacity as Secretary of the Department of Health and Human Services (hereinafter the "United States" or Defendants) (together, the "Parties"), hereby seek approval of this Stipulation to (**A**) extend the time for the Defendants to respond to the Complaint by 30 days (from May 30, 2017 to June 29, 2017) and (**B**) set a briefing schedule for the United States' forthcoming motion to dismiss. This is the first request for an extension of time and the first request for approval of a stipulated briefing schedule.

Plaintiff filed her Complaint on March 16, 2017, and the Defendants' deadline for responding to that Complaint is May 30, 2017. This case arises under the Patient Protection and Affordable Care Act, Pub. L. No. 111-148 (March 23, 2010) (the "Act" or "ACA") and involves several technically-detailed provisions of the ACA, jurisdictional issues, and complex issues of appropriations law. The undersigned counsel represents the United States in over two dozen related cases, which implicate a total of \$8.3 billion in federal funding for the 2014 and 2015 benefit years, with a likely additional amount yet to be determined for the 2016 benefit year.

In light of the nature of the issues presented by this case—and due to the undersigned's professional and personal scheduling conflicts from mid-May through June—the United States respectfully requests a 30-day enlargement of time to respond to the Complaint to June 29, 2017.

At that time, the United States intends to file a Motion to Dismiss. If the above extension request is granted, Plaintiff's Response to the Motion to Dismiss would be due July 13, 2016 and Defendants' Reply would be due July 20, 2017. Due to their respective conflicts over the summer months (both professional and personal), the Parties concur that 30-day extensions of time from the dates that would be required by local rule are needed to effectively brief the Response and Reply to the Motion to Dismiss.

1	Accordingly, the Parties stipulate to the following briefing schedule for the United States		
2	forthcoming Motion to Dismiss:		
3	1. Defendants' Motion to Dismiss is to be filed no later than June 29, 2017.		
4	2. Plaintiff's Response is to be filed no later than August 14, 2017.		
5	3. Defendants' Reply is to be filed no later than September 20, 2017.		
6		-	
7	Dated: May 15, 2017	Respectfully submitted:	
8	Deu	/s/ Frances M. McLaughlin FRANCES M. MCLAUGHLIN	
9	By:	TERRANCE A. MEBANE United States Department of Justice	
10		Senior Trial Attorney	
11		Attorneys for the United States	
12			
13	Dated: May 15, 2017	Respectfully submitted:	
14	By:	/s/ Eric W. Swanis MARK E. FERRARIO	
15		ERIC W. SWANIS Greenberg Traurig LLP	
16		3773 Howard Hughes Parkway Suite 400 North	
17		Las Vegas, Nevada 89169	
18		Attorneys for Plaintiff Barbara D. Richardson	
19 20			
20		ORDER	
21		IT IS SO ORDERED	
22 23		UNITED STATES DISTRICT JUDGE (or)	
23 24		UNITED STATES MAGISTRATE JUDGE,	
24 25		Jugg a. Seen	
23 26		Dated: May 18, 2017	
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