

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
JACKSONVILLE DIVISION**

REACH Air Medical Services, LLC,

Plaintiff,

v.

Kaiser Foundation Health Plan Inc.
and C2C Innovative Solutions, Inc.,

Defendants.

Case No. 3:22-cv-1153-TJC-JBT

REPLY RE: NOTICE OF SUPPLEMENTAL AUTHORITY

Kaiser Foundation Health Plan, Inc. submits this reply to correct a misstatement in Plaintiff’s response to its notice of supplemental authority. Plaintiff incorrectly asserts that “Plaintiff GPS filed a verified complaint, not a motion.” (Dkt. No. 62.) Unlike Plaintiff, GPS filed a motion supported by evidence. A true and correct copy of GPS’s filing retrieved from the docket in *GPS of New Jersey v. Horizon Blue Cross & Blue Shield* is filed as **Exhibit A**.

In addition to GPS’s verified complaint, GPS filed what it specifically identified as a “motion” consistent with the requirements of the Federal Arbitration Act. (**Exhibit A**, Dkt. No. 1-5, p. 2 (“This Memorandum of Law is respectfully submitted in support of the Motion by Plaintiff GPS Of New Jersey”)) (emphasis added)). Further consistent with the requirements of the Federal Arbitration Act, GPS filed more than 100 pages of evidence to support its motion.

(**Exhibit A**, Dkt. No. 1-5, pp. 10–114). As a result, the court referred to GPS’s filing as a “motion” throughout its order. *GPS of New Jersey v. Horizon Blue Cross & Blue Shield*, No. 22-cv-6614, 2023 WL 5815821, at *1, *4, *10 (D.N.J. Sept. 8, 2023).

As to Plaintiff’s other arguments in its response to Kaiser’s notice of supplemental authority, the court’s order in *GPS of New Jersey* speaks for itself.

Date: September 19, 2023

Respectfully submitted,

SHEPPARD MULLIN RICHTER & HAMPTON LLP

By: /s/ Moe Keshavarzi

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that on this 19th day of September 2023, a true and correct copy of the above and the foregoing document has been served on all counsel of record who are deemed to have consented to electronic service via the Court's CM/ECF system.

/s/Elisabeth Walters
Elisabeth Walters