

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA**

UNIVERSITY OF KANSAS HOSPITAL	)	
AUTHORITY, <i>et al.</i> ,	)	
	)	
<i>Plaintiffs,</i>	)	
	)	
v.	)	Case No. 1:20-cv-75-JDB
	)	
ALEX M. AZAR II,	)	
in his official capacity as Secretary of	)	
Health and Human Services,	)	
	)	
<i>Defendant.</i>	)	

Case No. 1:20-cv-75-JDB

**JOINT STATUS REPORT**

The parties in the above-captioned cases submit this joint status report pursuant to the Court’s September 14, 2020 minute order, which instructed the parties to submit such a report “within fourteen days of the D.C. Circuit’s disposition of plaintiff-appellees’ petition for rehearing of *American Hospital Association v. Azar*, 964 F.3d 1260 (D.C. Cir. 2020).”

The Court of Appeals denied the plaintiffs’ petition for rehearing on October 16, 2020. The plaintiffs anticipate that they will file a petition for a writ of certiorari for review of the judgment of the Court of Appeals. The parties accordingly request that the Court continue to hold this case in abeyance pending the disposition of the plaintiffs’ anticipated petition for a writ of certiorari.

The parties further request that the Court direct them to file a joint status report within fourteen days of the following: (1) the Supreme Court’s disposition of the petition for a writ of certiorari on the merits, if the Court grants that petition; (2) the Supreme Court’s denial of such a petition, if the petition is denied; or (3) the expiration of the time for the filing such a petition, if a petition is not filed.

Dated: October 30, 2020

Respectfully submitted,

/s/ Joel McElvain

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