

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF GEORGIA**

UNITED HEALTHCARE SERVICES,  
INC.; UNITEDHEALTHCARE  
INSURANCE COMPANY; AND UMR,  
INC.,

Plaintiffs,

v.

HOSPITAL PHYSICIAN SERVICES  
SOUTHEAST, P.C.; INPHYNET  
PRIMARY CARE PHYSICIANS  
SOUTHEAST, P.C.; AND REDMOND  
ANESTHESIA & PAIN TREATMENT,  
P.C.,

Defendants.

Civil Action No. 1:23-cv-05221-JPB

**PLAINTIFFS' RESPONSE TO DEFENDANTS' MOTION FOR A STAY**

Pursuant to the Court's April 21, 2025 Order, Plaintiffs United HealthCare Services, Inc., UnitedHealthcare Insurance Company, and UMR, Inc. (collectively, "United") hereby respectfully notify the Court that they do not oppose Defendants' motion for a stay. While Defendants' renewed jurisdictional objections could readily have been included in their response to Plaintiffs' pending Motion for Summary Judgment, because Defendants have instead chosen to present the objections on a piecemeal basis, Plaintiffs do not object to staying other deadlines while the objections are resolved.

To be sure, Plaintiffs dispute that the posture of this case has fundamentally changed since this Court, in August 2024, rejected Defendants’ jurisdictional objections when they were first presented. ECF 43 at 7–8. Notably, the Court rejected Defendants’ attempt to moot the dispute by executing a declaration that disclaimed any present intent not to take legal action against United, holding that “this type of present intention not to sue does nothing to alleviate United’s potential liability for past, present or *future* conduct.” *Id.* at 10 (emphasis supplied). The declaration Defendants offer now is in some respects broader, but, crucially, it does not withdraw the threat of litigation in connection with “future” United conduct that is on all fours with the conduct over which Defendants have threatened litigation in the past. As Plaintiffs will explain in detail in opposing Defendants’ second motion to dismiss, Defendants’ stubborn refusal to renounce the exact same kind of litigation over future services means under established law that the controversy remains live.

Wherefore, Plaintiffs respectfully notify the Court that they do not oppose Defendants’ Motion for a Stay of the deadlines for filing dispositive motions and responding to Plaintiffs’ Motion for Summary Judgment pending resolution of Defendants’ Motion to Dismiss the Amended Complaint.

Respectfully submitted,

Dated: April 23, 2025

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**LOCAL RULE 7.1(D) CERTIFICATION**

In accordance with L.R. 7.1(D), the undersigned counsel hereby certifies that, consistent with L.R. 5.1C, the foregoing document was prepared in Times New Roman font, 14 point.

/s/ Greg Jacob  
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**CERTIFICATE OF SERVICE**

I hereby certify that I have this day caused a true and correct copy of the foregoing to be filed with the Clerk of Court using the CM/ECF system, which will send a notification of such filing to all counsel of record.

This 23rd day of April, 2025.

/s/ Greg Jacob

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