

SEEGERWEISS_{LLP}

February 7, 2022

Via ECF

The Honorable Victor Marrero
United States District Court
Southern District of New York
500 Pearl Street
New York, NY 10007

Re: *United States, et al., ex rel. SW Challenger, LLC v. eviCore Healthcare MSI, LLC*,
Case No. 19-2501

Dear Judge Marrero:

Pursuant to the Court's January 31, 2022 Order (ECF No. 45), we write to update the Court as to the status of the litigation.

On August 13, 2021, the Court issued an order granting Defendants' motion to dismiss Relator's Second Amended Complaint without prejudice (ECF No. 44). Relator will not be repleading and respectfully requests that the Court enter final judgment to permit Relator to effectuate an appeal of the Court's August 13, 2021 order.

We thank Your Honor for your attention and continued considerations in this matter.

Respectfully submitted,

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