

**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

PHI HEALTH, LLC,

Plaintiff,

v.

HEALTH CARE SERVICES CORP., A
MUTUAL LEGAL RESERVE COMPANY
D/B/A BLUE CROSS BLUE SHIELD,

Defendant.

Case No. 1:26-cv-02954

Hon. Matthew F. Kennelly

**PLAINTIFF PHI HEALTH, LLC'S NOTICE OF ELECTION TO STAND ON ITS
COMPLAINT AND MOTION FOR ENTRY OF FINAL JUDGMENT**

1. On August 5, 2026, the Court entered an Order granting Defendant's Motion to Dismiss and permitting PHI leave to file an amended complaint (Dkt. 42).

2. After careful consideration, PHI has elected to stand on its Complaint and declines to file an amended complaint.

3. PHI respectfully requests the Court to direct the Clerk to enter final judgment dismissing the action pursuant to Federal Rule of Civil Procedure 58.

4. In light of PHI's election to stand on its Complaint, PHI further respectfully requests that the Court vacate the telephonic status hearing currently set for September 2, 2026.

5. PHI makes this filing subject to and without waiving any rights associated with the final judgment or appeal of the Court's Order.

WHEREFORE, Plaintiff PHI Health, LLC respectfully requests that the Court direct the Clerk to enter final judgment dismissing this action pursuant to Federal Rule of Civil Procedure

58, vacate the telephonic status hearing currently set for September 2, 2026, and grant such other and further relief as the Court deems just and proper.

Dated: August 17, 2026

Respectfully submitted,

PHI HEALTH, LLC

/s/ Natalie R. Holden

One of Its Attorneys

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CERTIFICATE OF SERVICE

The undersigned attorney hereby certifies that on August 17, 2026, she caused the foregoing document to be electronically filed with the Clerk of the United States District Court for the Northern District of Illinois, Eastern Division, using the Court's CM/ECF system, which shall send notification of such filing to all counsel of record.

Dated: August 17, 2026

/s/ Natalie R. Holden
Natalie R. Holden