UNITED STATES DISTRICT COURT FOR THE DISTRICT OF COLUMBIA

AMERICAN HOSPITAL ASSOCIATION, et al.,

Plaintiffs,

v.

Civil Action No. 14-cv-00851 (JEB)

ALEX. M. AZAR, in his official capacity as Secretary of Health and Human Services,

Defendant.

DEFENDANT'S STATUS REPORT

Pursuant to the Court's November 1, 2018 Order (ECF No. 89), the Secretary of Health and Human Services ("HHS") provides this status report to inform the Court that HHS remains on track to meet the reduction targets set forth in the Court's November 1 Order. Attached to this status report are statistics concerning, *inter alia*, the backlog of appeals at the Office of Medicare Hearings and Appeals ("OMHA") as of the end of the third quarter of FY 2019. *See* Medicare Appeals Dashboard, Exhibit 1. From November 1, 2018 through the end of the third quarter of FY 2019, there has been a net reduction of 108,340 appeals pending at OMHA with a total of 318,254 appeals pending at OMHA by the end of the third quarter, which is a 25.4% reduction from the starting number of appeals identified in the Court's November 1, 2018 Order (426,594 appeals).

Dated: September 27, 2019

Respectfully submitted,

JOSEPH H. HUNT Assistant Attorney General

JEAN LIN Special Counsel Federal Programs Branch Of Counsel: ROBERT P. CHARROW General Counsel JANICE L. HOFFMAN Associate General Counsel SUSAN MAXSON LYONS Deputy Associate General Counsel for Litigation KIRSTEN FRIEDEL RODDY Attorneys United States Department of Health and Human Services /s/ Nicholas Cartier NICHOLAS CARTIER DC Bar # 495850 Trial Attorney U.S. Department of Justice Civil Division, Federal Programs Branch 1100 L Street, NW Washington, DC 20005 Telephone: (202) 616-8351 Facsimile: (202) 616-8351 Facsimile: (202) 616-8460 Nicholas.Cartier@usdoj.gov *Counsel for Defendant*