

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

PHARMACEUTICAL CARE
MANAGEMENT ASSOCIATION,

Plaintiff,

v.

U.S. DEPARTMENT OF HEALTH AND
HUMAN SERVICES, et al.,

Defendants.

Civil Action No. 21-95 (JDB)

ORDER

Upon consideration of [18] the parties' stipulation, and the entire record herein, it is hereby **ORDERED** that:

1. Pursuant to 5 U.S.C. § 705, the effective date of all provisions of the November 20, 2020, final rule promulgated by the U.S. Department of Health and Human Services ("HHS"), published at 85 Fed. Reg. 76,666, that were scheduled to take effect on January 1, 2022, is hereby postponed until January 1, 2023. This postponement does not affect the provisions of the rule that were scheduled to take effect prior to January 1, 2022. This postponement is entered without prejudice to the merits of this action.
2. The case will be held in abeyance pending the duration of HHS's review of the November 20, 2020 rule, subject to the continued consent of the parties.
3. The parties shall submit a joint status report identifying whether and how this case should proceed by not later than April 1, 2021.

SO ORDERED.

/s/
JOHN D. BATES
United States District Judge

Dated: January 30, 2021