

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MARYLAND**

UNITED STATES OF AMERICA, et al.

*Plaintiffs,*

v.

UNITEDHEALTH GROUP INCORPORATED,  
ET AL.,

*Defendants.*

Case No: 1:24-cv-3267

Judge James K. Bredar

**JOINT REPORT AND MOTION FOR  
A SCHEDULING AND CASE MANAGEMENT ORDER**

In accordance with Federal Rules of Civil Procedure 16(b) and 26(f) and Local Rule 103.9(b), Plaintiffs United States of America and the States of Maryland, Illinois, New Jersey, and New York and Defendants UnitedHealth Group Incorporated, and Amedisys, Inc., have met and conferred, and hereby submit this Joint Report and Motion for a Scheduling and Case Management Order (“CMO”) to the Court.

Since the Complaint was filed on November 12, 2024 (ECF No. 1), the parties met and conferred numerous times, filing a stipulated protective order (ECF No. 26-1) that the Court entered on December 3, 2024 (ECF No. 40). The parties also met and conferred numerous times regarding the proposed CMO, reaching agreement on most of its provisions. The limited areas where the parties have differing positions are noted below, and each side has included a brief explanation of their respective positions in the joint letter filed simultaneously with this motion.

One key point of disagreement is the schedule, encompassing fact discovery and through post-trial briefing. In setting forth the parties’ respective requested schedules, they respectfully

recognize that their proposed schedules do not account for the Court's existing schedule or other matters that the Court has before it and appreciate the Court's consideration of the parties' proposed timing. The parties will work cooperatively to minimize, to the fullest extent practicable, those circumstances in which the parties may require judicial intervention before trial and will endeavor to work through discovery or other disputes in good faith before bringing matters to the Court's attention.

As set forth in the proposed CMO and the parties' joint letter, the remaining disputes between the parties at this stage are as follows:

- The case schedule, *see* paragraph 1;
- The completion of the proposed transaction, *see* paragraph 5;
- Production of investigatory interview memoranda, *see* paragraph 10;
- Production of additional information on geographic and product markets within 14 days of the CMO entry, *see* paragraph 12;
- The location for depositions, *see* paragraph 18(A);
- Limitations on discovery from executive branch agencies, *see* paragraph 20; and
- Evidentiary limitations on changes to the divestiture package or divestiture buyer(s), *see* paragraph [31].

For the Court's convenience, Attachment A to this motion contains the proposed CMO with emphasized language and brackets indicating the parties' areas of disagreement.

The parties are available at the Court's convenience to appear either in person or remotely for a status hearing to discuss the proposed CMO as well as to answer any questions the Court may have about the parties' respective positions.

Respectfully submitted,

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