

[NOT YET SCHEDULED FOR ORAL ARGUMENT]**IN THE UNITED STATES COURT OF APPEALS
FOR THE DISTRICT OF COLUMBIA CIRCUIT**AMERICAN HOSPITAL ASSOCIATION, *et al.*,

Appellants,

v.

SYLVIA MATHEWS BURWELL, in her official
capacity as SECRETARY OF HEALTH AND
HUMAN SERVICES,

Appellee.

No. 15-5015

**APPELLANTS' OPPOSITION TO APPELLEE'S MOTION FOR
EXTENSION OF TIME TO FILE RESPONSIVE BRIEF**

Appellants the American Hospital Association, Baxter Regional Medical Center, Covenant Health and Rutland Regional Medical Center respectfully oppose the May 6, 2015 motion of the Defendant Secretary of Health and Human Services Sylvia Mathews Burwell (HHS) seeking an extension of 28 days, until and including July 1, 2015, in which to file the government's responsive brief.

Appellants appreciate that counsel for Appellee has numerous obligations, and do not withhold their consent to the request lightly. But in a case in which the fundamental issue is HHS's multi-year delay in adjudicating nearly \$2 billion in hospitals' Medicare claims appeals, Appellants cannot accede to another HHS delay.

CONCLUSION

For the foregoing reasons, Appellee's Motion for Extension of Time should be denied.

Respectfully submitted,

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May 7, 2015

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CERTIFICATE OF SERVICE

I, Catherine E. Stetson, hereby certify that on this 7th day of May 2015, I caused the foregoing Opposition to Appellee's Motion for Extension of Time to File Responsive Brief to be delivered via CM/ECF to the following:

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