



DEPARTMENT OF HEALTH & HUMAN SERVICES

Centers for Medicare & Medicaid Services

AUG 27 2018

Administrator
Washington, DC 20201

The Honorable Frank Pallone, Jr.
Ranking Member
Committee on Energy and Commerce
U.S. House of Representatives
Washington, D.C. 20515

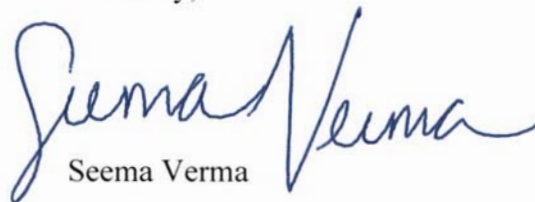
Dear Representative Pallone:

Thank you for your letter regarding the Department of Justice's recent filing in the ongoing *Texas v. United States* litigation. As we work together to advance patient choice, competition, and access to affordable health coverage for all Americans, we appreciate your thoughtful input.

As you are aware, the *Texas v. United States* litigation referenced in your letter is currently before the U.S. District Court for the Northern District of Texas. On February 26, 2018, Texas and 19 other states filed this lawsuit and the court has yet to rule on this matter. Because the concerns you raise relate to issues that are currently part of this ongoing litigation, we regret that we cannot comment further, but we appreciate your taking the time to write to us on this important issue.

If you have further questions about this matter, please contact the Department of Justice. I will share this response with the co-signers of your letter.

Sincerely,



Seema Verma