

UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEW JERSEY

**North Jersey Neurosurgical Associates PA v. Horizon Blue Cross Blue
Shield of New Jersey**

North Jersey Neurosurgical · No. Civil Action No. 25-12593 (SDW) (MAH) · Decided December 18, 2025

OPINION

NOT FOR PUBLICATION UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEW JERSEY NORTH JERSEY NEUROSURGICAL Civil Action No. 25-12593 (SDW) (MAH) ASSOCIATES PA, Plaintiff, WHEREAS OPINION & ORDER v. December 18, 2025 HORIZON BLUE CROSS BLUE SHIELD OF NEW JERSEY, Defendant. WIGENTON, District Judge. THIS MATTER having come before this Court upon Defendant Horizon Blue Cross Blue Shield of New Jersey's ("Defendant") Motion to Dismiss (D.E.

7 ("MTD")) Plaintiff North Jersey Neurosurgical Associates PA's ("Plaintiff") Complaint (D.E. 1 ("Compl.)) and Plaintiff's Cross- Motion to Confirm an Arbitration Award (D.E. 11); and WHEREAS Plaintiff initiated the instant lawsuit on July 2, 2025, asserting claims pursuant to and for violation of the No Surprises Act, 42 U.S.C. § 300gg-111 et seq. (Compl. at 9–11.)

Plaintiff seeks to recover \$299,232.67 in Independent Dispute Resolution ("IDR") awards issued following IDR proceedings on August 28, 2024; September 4 and 11, 2024; and October 11, 2024. (Id. ¶¶ 78, 82); and WHEREAS for the reasons so cogently expressed in *Modern Orthopaedics of New Jersey v. Premiera Blue Cross*, No. 25-1087, 2025 WL 3063648 (D.N.J. Nov. 3, 2025), this Court concludes it lacks jurisdiction over the instant matter; therefore Defendant's MTD and Plaintiff's Cross-Motion are DENIED and Plaintiff's Complaint is DISMISSED WITH PREJUDICE.

SO ORDERED. ____/s/ Susan D. Wigenton____ SUSAN D. WIGENTON, U.S.D.J. Orig: Clerk
cc: Parties Michael A. Hammer, U.S.M.J.