

IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF ARKANSAS
WESTERN DIVISION

 UNITED STATES OF AMERICA)
 ex rel. NORMAN RILLE AND NEAL)
 ROBERTS)
 Plaintiff)
 v.)
 HEWLETT-PACKARD COMPANY,)
 a Delaware Corporation)
 Defendant)
 _____)

Civil Action 4:04CV00989-WRW

ORDER

Pursuant to Fed. R. Civ. P. 41 and the False Claims Act, 31 U.S.C. § 3730(b)(1), the United States, and the defendant, Hewlett-Packard, Inc. (hereinafter "the defendant") have stipulated to the dismissal of the above-captioned action.

The defendant and the United States have reached an agreement to settle this litigation. The United States and the defendant agree that each will bear its own costs, expenses and attorneys' fees. The relators, Norman Rille and Neal Roberts, and the defendant have not yet reached agreement as to payment of attorneys fees and costs, if any, pursuant to 31 U.S.C. § 3730(d). The United States and the relator have not yet reached agreement as to the relators' share of the proceeds of the settlement of this case pursuant to 31 U.S.C. § 3730(d). Accordingly, in light of the Settlement Agreement, the Court rules as follows:

IT IS ORDERED that the case is DISMISSED with prejudice as to the relators and with prejudice as to the United States to the extent of the "Covered Conduct" in the Settlement Agreement between the United States and Hewlett-Packard and otherwise without prejudice as

to the United States. The Court retains jurisdiction over this matter to enforce the terms of the Settlement Agreement. The Court also retains jurisdiction of this matter for purposes of determining appropriate attorneys fees and costs, if any, to be paid to the relators by defendant pursuant to 31 U.S.C. § 3730(d), and for purposes of determining an appropriate relator's share of the proceeds of the settlement of this case pursuant to 31 U.S.C. § 3730(d). The United States and defendant each will bear its own costs, expenses, and attorneys' fees.

IT IS SO ORDERED this 31st day of August, 2010.

/s/Wm. R. Wilson, Jr.
UNITED STATES DISTRICT JUDGE