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UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA and
STATE OF CALIFORNIA, *ex rel* JAMES
M. SWOBEN,

Plaintiffs,

vs.

SCAN HEALTH PLAN, a California
corporation, fka SENIOR CARE
ACTION NETWORK, et al.

Defendants.

Case No: CV09-5013 JFW(JEMx)
[Hon. John F. Walter, Ctrm. 16]
Complaint Filed: July 13, 2009

FINAL JUDGMENT
DISMISSING ACTION FOR
LACK OF JURISDICTION

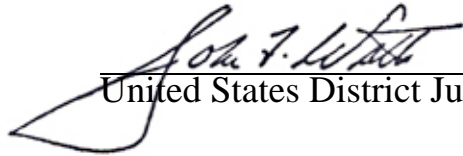
WHEREAS, On June 1, 2015, the Court entered its order (Docket No. 174) denying Relator James M. Swoben’s (Relator) Motion for Partial Summary Judgment (Docket No. 146), and on August 28, 2015, the Court entered its order (Docket No. 210) denying Relator’s Motion for Determination That Relator Is an Original Source (Docket No. 182) and granting plaintiffs United States of America and State of California’s Motion to Dismiss the First and Second Claims for Relief Due to Lack of Subject Matter Jurisdiction (Docket No. 177), without leave to amend; and

WHEREAS, the Relator’s other claims for Relief were previously dismissed by the Court;

///

1 IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the First and
2 Second Claims for Relief are dismissed with prejudice against James M. Swoben.

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5 Dated: October 26, 2015


United States District Judge

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7 APPROVED AS TO FORM:

8 Respectfully submitted,

9 THE ZINBERG LAW FIRM
A Professional Corporation

10 THE HANAGAMI LAW FIRM
A Professional Corporation

11
12
13 Dated: October 23, 2015

By: /s/William K. Hanagami
William K. Hanagami
Attorneys for Relator, James M. Swoben

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21 Deputy Chief, Civil Fraud Section
22 JOHN E. LEE
Assistant United States Attorney
Civil Fraud Section

23
24 Dated: October 23, 2015

By: /s/John E. Lee
John E. Lee
Assistant United States of Attorney
Attorneys for Plaintiff, United States of
26 America

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KAMALA D. HARRIS
Attorney General of California
BRIAN V. FRANKEL
Supervising Deputy Attorney General
LORA FOX MARTIN
Deputy Attorney General

Dated: October ____, 2015

By: _____
Brian V. Frankel
Supervising Deputy Attorney General
Attorneys for Plaintiff, State of California

LOCAL RULE 5-4.3.4 ATTESTATION

I attest and certify that the signature of John E. Lee, Assistant United States Attorney for the United States of California, and on whose behalf this filing is submitted, concurs with the filing's content and has authorized the filing.

Dated: October 23, 2015

/s/William K. Hanagami
William K. Hanagami

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CERTIFICATE OF SERVICE

Thereby certify that on October 26, 2015, I electronically transmitted the attached document to the United States District Court Clerk's Office using the CM/ECF System for filing and transmittal of a Notice of Electronic Filing to the following CM/ECF registrants:

- | | |
|--|---|
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/s/William K. Hanagami
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