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Attorneys for United States of America

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,
ex rel. MARK MANN,

Plaintiffs,

v.

TED ERNEST CONTRI, CONTRI
CONSTRUCTION COMPANY, and MERCER,
FRASER COMPANY,

Defendants.

2:06-CV-1219 FCD-DAD

ORDER ON STIPULATION OF
DISMISSAL

ORDER

Upon consideration of the Stipulation of Dismissal of Relator's
First Amended Complaint, filed by the United States and Relator Mark
Mann ("Relator"), it is hereby

ORDERED that the First Amended Complaint is dismissed.

Pursuant to and consistent with the terms of the Settlement
Agreement between the United States, Relator, and Defendants, dated
November 10, 2008 (hereinafter "Settlement Agreement"), the
dismissal shall be with prejudice as to the Relator; with prejudice
to the United States to the extent of the Covered Conduct, as that

1 term is defined in the Settlement Agreement, and otherwise without
2 prejudice to the United States.

3 IT IS SO ORDERED.

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5 DATED: January 27, 2009


6 FRANK C. DAMRELL, JR.
7 UNITED STATES DISTRICT JUDGE
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