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24  
25 IN THE UNITED STATES DISTRICT COURT  
26  
27 EASTERN DISTRICT OF CALIFORNIA

28  
1 UNITED STATES AND STATE OF  
2 CALIFORNIA, *ex rel.*, BRENT STANLEY,  
3 and PATRICK McKILLOP

4 Plaintiffs,

5 vs.

6 IRON MOUNTAIN, INC., and IRON  
7 MOUNTAIN INFORMATION  
8 MANAGEMENT, INC.,

9 Defendants.

10 Case No. 2:11-cv-3260 GEB DAD

11  
12 [PROPOSED] ORDER OF  
13 DISMISSAL RE CLAIMS OF THE  
14 UNITED STATES

15 Pursuant to Federal Rule of Civil Procedure 41(a) and the False Claims Act, 31 U.S.C. §  
16 3730(b)(1), the United States of America, Relators Brent Stanley and Patrick McKillop, and  
17 defendants Iron Mountain Incorporated and Iron Mountain Information Management LLC<sup>1</sup>

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1 Iron Mountain Information Management LLC is the successor to Iron Mountain Information  
Management, Inc.

1 (collectively, the "Parties") have filed a Joint Stipulation of Dismissal in accordance with the  
2 terms of a settlement agreement ("Agreement") entered into among the Parties effective as of  
3 December 17, 2014.

4 Upon consideration of the Joint Stipulation, it is hereby ORDERED that, subject to the terms  
5 and conditions of the Agreement:

6 1. All claims asserted in this action on behalf of the United States are dismissed with  
7 prejudice as to Relators.

8 2. All claims in this action for Covered Conduct as defined in the Agreement among the  
9 Parties are dismissed with prejudice as to the United States. All other claims asserted in this action  
10 on behalf of the United States are dismissed without prejudice as to the United States.

11 3. The United States and Defendants shall each bear their own costs, fees and expenses  
12 with respect to the claims asserted in this action on behalf of the United States.

13 4. The rights of relators and/or their counsel to seek recovery of reasonable expenses,  
14 fees and costs, including attorney's fees and costs related to the Civil Action, are governed by the  
15 False Claims Act, 31 U.S.C. §§ 3729 et seq., and the California False Claims Act, Cal. Gov't Code,  
16 §§ 12650, et seq. The Parties stipulate to the Court retaining jurisdiction over this matter to resolve  
17 any dispute that may arise relating to such rights.

18 5. This Order does not dismiss any claims of the relators, their counsel, the State of  
19 California, or any of its political subdivisions under the California False Claims Act, Cal. Gov't  
20 Code, §§ 12650, et seq.

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22 IT IS SO ORDERED.

23 Dated: December 31, 2014

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26 GARLAND E. BURRELL, JR.  
27 Senior United States District Judge  
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