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7
 8 IN THE UNITED STATES DISTRICT COURT
 9 EASTERN DISTRICT OF CALIFORNIA

10
 11 THE UNITED STATES OF AMERICA; THE
 STATES OF CALIFORNIA, COLORADO,
 12 CONNECTICUT, DELAWARE, FLORIDA,
 GEORGIA, HAWAII, ILLINOIS, INDIANA,
 13 IOWA, LOUISIANA, MARYLAND,
 MICHIGAN, MINNESOTA, MONTANA,
 14 NEVADA, NEW JERSEY, NEW MEXICO,
 NEW YORK, NORTH CAROLINA,
 15 OKLAHOMA, RHODE ISLAND,
 TENNESSEE, TEXAS, WASHINGTON, and
 16 WISCONSIN; THE COMMONWEALTHS OF
 MASSACHUSETTS and VIRGINIA; and THE
 17 DISTRICT OF COLUMBIA,

18 *ex rel.* MAX BENNETT,

19 Plaintiffs,

20 vs.

21 BIOTRONIK, INC.,

22 Defendant.

2: 14-CV-2407 KJM EFB

ORDER ON UNITED STATES'
 NOTICE OF ELECTION TO DECLINE
 INTERVENTION

FILED UNDER SEAL

23
 24 The United States having declined to intervene in this action pursuant to the False Claims
 25 Act, 31 U.S.C. § 3730(b)(4)(B), the Court rules as follows:

26 IT IS ORDERED that,

- 27 1. The complaint be unsealed and served upon the defendant by the relator;

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1 2. The seal be lifted as to all other matters occurring in this action after the date of this
2 Order;

3 3. The parties shall serve all pleadings and motions filed in this action, including supporting
4 memoranda, upon the United States, as provided for in 31 U.S.C. § 3730(c)(3). The United
5 States may order any deposition transcripts and is entitled to intervene in this action, for good
6 cause, at any time;

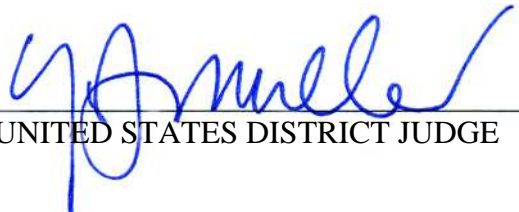
7 4. The parties shall serve all notices of appeal upon the United States;

8 5. All orders of this Court shall be sent to the United States; and that

9 6. Should the relator or the defendant propose that this action be dismissed, settled, or
10 otherwise discontinued, the Court will provide the United States with notice and an
11 opportunity to be heard before ruling or granting its approval.

12
13 IT IS SO ORDERED.

14 DATE: March 2, 2015.

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17 UNITED STATES DISTRICT JUDGE