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 9 IN THE UNITED STATES DISTRICT COURT
 10 EASTERN DISTRICT OF CALIFORNIA
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12 UNITED STATES, *ex rel.*, JANE DOE, STATE
 OF CALIFORNIA, *ex rel.*, JANE DOE,
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Plaintiffs,
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v.
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16 NEXXT SPINE, LLC; SUTTER MEDICAL
 CENTER; GEORGE PICETTI, M.D., and
 DOES 1 through 25,
 17

Defendants.
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CASE NO. 2:16-cv-2178 LEK

**ORDER ON THE UNITED STATES'
 NOTICE OF ELECTION TO DECLINE
 INTERVENTION**

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 20 The United States having declined to intervene in this action pursuant to the False Claims Act,
 21 31 U.S.C. § 3730(b)(4)(B), the Court rules as follows:

- 22 1. The complaint be unsealed and served upon the defendant by the relator;
- 23 2. All other contents of the Court's file in this action remain under seal and not be made public
 24 or served upon the defendant, except for this Order and The Government's Notice of Election to Decline
 25 Intervention, which the relator will serve upon the defendant only after service of the complaint;
- 26 3. The seal be lifted as to all other matters occurring in this action after the date of this Order;
- 27 4. The parties shall serve all pleadings and motions filed in this action, including supporting
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(PROPOSED) ORDER ON THE UNITED STATES' NOTICE OF ELECTION TO DECLINE INTERVENTION

1 memoranda, upon the United States, as provided for in 31 U.S.C. § 3730(c)(3). The United States may
2 order any deposition transcripts and is entitled to intervene in this action, for good cause, at any time;

3 5. The parties shall serve all notices of appeal upon the United States;

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

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

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9 IT IS SO ORDERED.

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11 DATE: HONOLULU, HAWAII, October 20, 2020.



/s/ Leslie E. Kobayashi
Leslie E. Kobayashi
United States District Judge

