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8
 9 UNITED STATES DISTRICT COURT
 10 EASTERN DISTRICT OF CALIFORNIA

11
 12 **UNITED STATES OF AMERICA; STATE
 13 OF CALIFORNIA; *ex rel.* JANE DOE,**

14 Plaintiffs,

15 v.

16 **NEXXT SPINE, LLC; SUTTER MEDICAL
 17 CENTER; GEORGE PICETTI, M.D.; and
 18 DOES 1 through 25,**

19 Defendants.

Case No. 2:16-CV 2178 LEK

**ORDER RE: STATE OF CALIFORNIA'S
 NOTICE OF ELECTION TO DECLINE
 INTERVENTION**

20 The State of California ("California"), having declined to intervene in this action, and
 21 pursuant to California's False Claims Act, the Court rules as follows.

22 IT IS HEREBY ORDERED that:

- 23 1. The *qui tam* Plaintiff shall serve the Complaint upon the Defendants.
 24 2. The *qui tam* Plaintiff shall serve this Order and the accompanying Notice of Election to
 25 Decline Intervention upon the Defendants after service of the Complaint.
 26 3. The parties shall serve all pleadings, motions, and appeals filed in this action, including
 27 supporting memoranda, upon California.
 28 4. All orders of this Court shall be sent to California.

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- 5. California may order any deposition transcripts, intervene at a later date for good cause shown, or move to dismiss *qui tam* Plaintiff's Complaint or claims.
- 6. Should the *qui tam* Plaintiff or any Defendant propose that this action be dismissed, settled, or otherwise discontinued, the Court will provide California with notice and an opportunity to be heard before ruling or granting its approval.

IT IS SO ORDERED.

Dated: November 3, 2020



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