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 SUSAN Y. SOONG
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 NORTHERN DISTRICT OF CALIFORNIA
 OAKLAND

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 NORTHERN DISTRICT OF CALIFORNIA
 OAKLAND

10 UNITED STATES DISTRICT COURT
 11 NORTHERN DISTRICT OF CALIFORNIA
 12 OAKLAND DIVISION

13 U.S. ex rel. LYNITTE DOWER,
 14 Plaintiff,
 15 v.
 16 BITMICRO NETWORKS, INC., et al.,
 17 Defendants.
 18

) **UNITED STATES' CONSENT TO DISMISSAL**
) **WITHOUT PREJUDICE; [PROPOSED] ORDER**
) **FILED UNDER SEAL**
) Case No. CV 15-03979 JSW

19 On November 3, 2016, Relator Lynitte Dower filed a Notice of Dismissal pursuant to Fed. R.
 20 Civ. P. 41(a)(1)(A)(i).

21 Pursuant to 31 U.S.C. § 3730(b)(1), the United States of America, through their undersigned
 22 counsel of record, hereby consents to the dismissal of the above-captioned action provided such
 23 dismissal is without prejudice to the United States.

24 A proposed order dismissing and unsealing the action is submitted herewith.

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STIPULATION AND [PROPOSED ORDER]
 CV 15-03979 JSW

COPIES MAILED TO SUBMITTING COUNSEL

1 DATED: November 22, 2016

Respectfully submitted,

2 BRIAN J. STRETCH
United States Attorney

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4 
STEVEN J. SALTIEL
Assistant United States Attorney

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8 Commercial Litigation Branch
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9 Post Office Box 261
Washington, D.C. 20044
10 (202) 307-0278

11
12 ~~PROPOSED~~ ORDER

13 The United States having consented to dismissal of the above-captioned action pursuant to the
14 False Claims Act, 31 U.S.C. § 3730(b)(1), IT IS HEREBY ORDERED that:

- 15 1. The Complaint, the summons, this Order, and the accompanying United States' Notice of
16 Election to Decline Intervention are hereby unsealed;
- 17 2. This action is dismissed without prejudice to the United States; and,
- 18 3. The parties shall each bear their own costs.

19 IT IS SO ORDERED.

20 Dated: NOV 28 2016

21 
HON. JEFFREY S. WHITE
United States District Judge

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9 UNITED STATES DISTRICT COURT
10 NORTHERN DISTRICT OF CALIFORNIA
11 SAN FRANCISCO DIVISION

12 UNITED STATES ex rel. LYNITTE
13 DOWER,

14 Plaintiff,

15 v.

16 BITMICRO NETWORKS, INC., et al.,

17 Defendants.

Case No. C 15-3979 JSW

PROOF OF SERVICE

FILED UNDER SEAL

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PROOF OF SERVICE

The undersigned hereby certifies that she is an employee of the Office of the United States Attorney for the Northern District of California and is a person of such age and discretion to be competent to serve papers. The undersigned further certifies that she is causing a copy of the following:

- **UNITED STATES' CONSENT TO DISMISSAL WITHOUT PREJUDICE; [PROPOSED] ORDER**

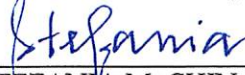
to be served this date upon the party in this action by placing a true copy thereof in a sealed envelope, and served as follows:

- FIRST CLASS MAIL** by placing such envelope(s) with postage thereon fully prepaid in the designated area for outgoing U.S. mail in accordance with this office's practice.
- CERTIFIED MAIL (#)** by placing such envelope(s) with postage thereon fully prepaid in the designated area for outgoing U.S. mail in accordance with this office's practice.
- PERSONAL SERVICE (BY MESSENGER)**
- FEDERAL EXPRESS via Priority Overnight**
- FACSIMILE (FAX)** Telephone No.: See Below
- ELECTRONIC MAIL**

to the party(ies) addressed as follows:

The Employment Law Group, P.C.
David Scher
888 17th Street, Ste. 900
Washington, D.C. 20006

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct. Executed on November 22, 2016 at San Francisco, California.

Respectfully submitted,
BRIAN J. STRETCH
United States Attorney


STEFANIA M. CHIN
Legal Assistant