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2 UNITED STATES DISTRICT COURT
3 NORTHERN DISTRICT OF CALIFORNIA
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5 UNITED STATES OF AMERICA, ex rel.
6 STEVEN FALLON, et al.,

7 Plaintiffs-Relators,

8 v.

9 MATTHEW WAYNE, et al.,

10 Defendants.
11

Case No. 16-cv-06994-PJH

**ORDER RE MOTION FOR PARTIAL
SUMMARY JUDGMENT AND
ADMINISTRATIVE MOTION RE
MOTION TO COMPEL**

Re: Dkt. No. 145, 152, 153

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13 Before the court is defendants' motion for partial summary judgment. See Dkt.
14 145. The motion came on for hearing on November 10, 2022. Plaintiffs-relators
15 appeared through their counsel, Stephen Jaffe. Defendants appeared through their
16 counsel, Richard Jacobson. At the hearing, plaintiffs' counsel confirmed that plaintiffs do
17 not oppose the motion, which seeks summary judgment as to only the first and second
18 causes of action under the federal False Claims Act. See Dkt. 150. Accordingly, based
19 on the parties' papers and on counsel's representations at the hearing, defendants'
20 motion for partial summary judgment (Dkt. 145) is GRANTED.

21 At the hearing, the court also addressed plaintiffs' administrative motion seeking
22 leave to file a motion to compel. See Dkt. 152, 153. As stated at the hearing, plaintiffs'
23 request is untimely, and the administrative motion is DENIED.

24 **IT IS SO ORDERED.**

25 Dated: November 14, 2022

26 /s/ Phyllis J. Hamilton

27 PHYLLIS J. HAMILTON
28 United States District Judge