

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO**

Civil Action No. 07-cv-01460-WDM-MEH

UNITED STATES OF AMERICA, *ex rel.*
MARY JO PFEIFER, Relator,

v.

ELA MEDICAL, INC., et al.,
Defendants.

ORDER

The United States having not intervened in this action pursuant to the False Claims Act, 31 U.S.C. § 3730(b)(4), the Court rules as follows:

IT IS ORDERED that,

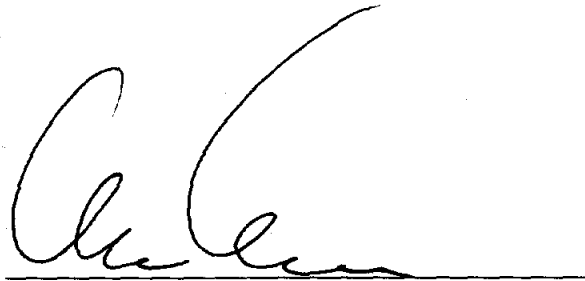
1. the complaint, the notice of non-intervention and this Order be unsealed and served upon the defendant by the relator;
2. all other contents of the Court's file in this action remain under seal and not be made public or served upon the defendant;
3. the seal be lifted as to all other matters occurring in this action **after** the date of this Order;
4. the parties shall serve all pleadings and motions filed in this action, including supporting memoranda, upon the United States, as provided for in 31 U.S.C. § 3703(c)(3). The United States may order any deposition

transcripts and is entitled to intervene in this action, for good cause, at any time;

5. the parties shall serve all notices of appeal upon the United States;
6. all orders of this Court will be sent to the United States; and that
7. should the relator or the defendant propose that this action be dismissed, settled, or otherwise discontinued, the parties shall advise the United States of that proposal before court approval is sought.

IT IS SO ORDERED,

This 12th day of May, 2009



United States District Court Judge