

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKAFILED
US DISTRICT COURT
DISTRICT OF NEBRASKA

OCT 31 2014

OFFICE OF THE CLERK

UNITED STATES OF AMERICA and)
THE STATE OF IOWA,)
ex rel. WESLEY SCHLEIFER, M.D.,) 8:12CV256
Plaintiffs,)
v.)
THOMAS J. DOBLEMAN, M.D.,)
BOYS TOWN NATIONAL RESEARCH)
HOSPITAL, CREIGHTON SAINT)
JOSEPH REGIONAL HEALTHCARE)
SYSTEM L.L.C. t/a CREIGHTON)
UNIVERSITY MEDICAL CENTER,)
ALEGENT HEALTH-BERGAN MERCY)
HEALTH SYSTEM t/a ALEGENT)
HEALTH-BERGAN MERCY MEDICAL)
CENTER, and OUTPATIENT SURGICAL)
SPECIALTIES CENTER, L.L.C.,)

Defendants.

ORDER

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

IT IS ORDERED that,

1. the complaint be unsealed and served upon the defendants 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 defendants, except for this Order and The Government's Notice of Election to Decline Intervention, which the relator will serve upon the defendants only after service of the complaint;

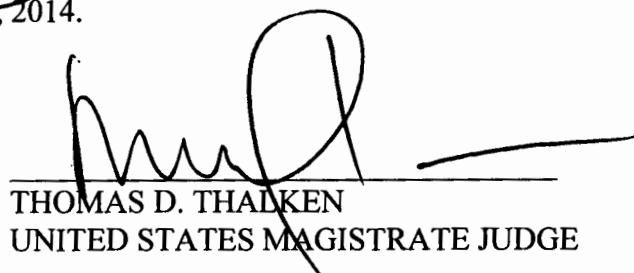
3. the seal be lifted as to all other matters occurring in this action after the date of this

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. § 3730(c)(3). The United States may order any deposition transcript 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 shall be sent to the United States; and that
7. should the relator or the defendants propose that this action be dismissed, settled, or otherwise discontinued, the Court will solicit the written consent of the United States before ruling or granting its approval.

IT IS SO ORDERED,

This 31st day of October, 2014.


THOMAS D. THALKEN
UNITED STATES MAGISTRATE JUDGE