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Attorneys For Plaintiff/Relator Joanne Cretney-Tsosie

**UNITED STATES DISTRICT COURT  
 DISTRICT OF NEVADA**

21	UNITED STATES OF AMERICA, <i>ex rel.</i> JOANNE	)	Case No. 2:13-cv-00167-
22	CRETNEY-TSOSIE; and STATE OF NEVADA, <i>ex rel.</i>	)	APG-PAL
23	JOANNE CRETNEY-TSOSIE; and JOANNE	)	
24	CRETNEY-TSOSIE, individually.	)	

Plaintiffs,

**JOINT MOTION FOR  
 ENTRY OF RULE 58  
 FINAL JUDGMENT**

vs.

SKILLED HEALTHCARE GROUP, INC., *et al.*,

Defendants.

AND ALL RELATED ACTIONS

1 Plaintiff/Relator Joanne Cretney-Tsosie (“Relator Cretney-Tsosie”), the United States of  
2 America, and Defendants Creekside Hospice II, LLC, Skilled Healthcare Group, Inc., and Skilled  
3 Healthcare, LLC (“Defendants”) (collectively, the “parties”), by counsel, move for entry of an  
4 order of final judgement under Rule 58 of the Federal Rules of Civil Procedure.

5 **I. Argument**

6 On June 20, 2017, the parties submitted a Joint Stipulation of Dismissal, Dkt. 198, under  
7 Federal Rule of Procedure 41(a), pursuant to the June 9, 2017 Settlement Agreement executed by  
8 the United States, Relator, and Genesis Healthcare, Inc. (“the Settlement Agreement”). On June  
9 21, 2017, this Court entered an Order of dismissal. Dkt. 200. The Court’s Order of June 21, 2017  
10 was a final resolution of all merits claims in this litigation. *Id.*

11 On June 20, 2017, Relator Cretney-Tsosie and Defendants, jointly moved to stay the  
12 deadline for Relator’s petition for attorneys’ fee and costs under Local Rule 54-14 pending the  
13 Court of Appeals for the Ninth Circuit resolution of Relator Veneta Lepera’s appeal of this Court’s  
14 March 30, 2017 Order. Dkt. 198. On June 22, 2017, this Court granted the motion to stay. Dkt.  
15 201.

16 The parties now request that this Court enter an order of final judgment pursuant to Federal  
17 Rule of Civil Procedure Rule 58. Rule 58(a) provides that “every judgment . . . must be set out in  
18 a separate document,” subject to exceptions not applicable here. Under Rule 58(d) a “party may  
19 request that judgment be set out in a separate document as required by Rule 58(a). Entry of a final  
20 judgment shall not affect this Court’s limited retention of jurisdiction, as set forth in this Court’s  
21 June 21, 2017 Order (Dkt. 200), or the stay of the deadline for Relator Cretney-Tsosie to file a  
22 petition for attorney’s fees and costs, as set forth in this Court’s June 22, 2017 Order (Dkt. 201).  
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1           **WHEREFORE**, Relator Cretney-Tsosie, the United States of America, and Defendants  
2 move this Honorable Court to:

- 3           A. Order a final judgment be entered as a separate document under Rule 58;  
4           B. Award any other relief the Court deems proper.  
5

6           Dated: June 30, 2017

Respectfully submitted,

*Counsel for Plaintiff/Relator*  
*Joanne Cretney-Tsosie*

9           IT IS SO ORDERED.

/s/ Juliet Berger-White

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12           UNITED STATES DISTRICT JUDGE

13           DATED: 6/30/2017  
14

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