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5 UNITED STATES DISTRICT COURT  
6 EASTERN DISTRICT OF WASHINGTON

7 UNITED STATES OF AMERICA, ex  
8 rel. JAMES MILLBAUER,

9 Plaintiff-Relator,

10 v.

11 CH2M HILL PLATEAU  
12 REMEDIATION COMPANY,

13 Defendant.

NO: 4:15-CV-5024-TOR

ORDER GRANTING VOLUNTARY  
DISMISSAL

14 Pursuant to Section 3730(b)(1) of the Federal False Claims Act (31 U.S.C.)  
15 and Rule 41(a)(1)(A)(i) of the Federal Rules of Civil Procedure, Relator, James  
16 Millbauer, filed a notice to voluntarily dismiss the above-captioned case without  
17 prejudice to both the United States and Relator. ECF No. 17. The United States  
18 consents to the dismissal without prejudice. ECF No. 18. The United States has  
19 declined to intervene and requests that the Relator's Complaint, Notice of  
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ORDER GRANTING VOLUNTARY DISMISSAL ~ 1

1 Voluntary Dismissal and the United States' Election to Decline Intervention be  
2 unsealed.

3 **ACCORDINGLY, IT IS HEREBY ORDERED:**

4 1. Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(i) and 31 U.S.C.  
5 § 3730(b)(1), the above entitled matter is **DISMISSED** without prejudice  
6 and without fees or costs to any party.

7 2. The Clerk of Court shall unseal the case and ECF Nos. 1, 2-6, 11, 12, 17, 17-  
8 1, 18, and 18-1; the remainder of the *ex parte* filings shall remain sealed.

9 The District Court Executive is hereby directed to enter this Order (not under  
10 seal), furnish copies to counsel of record, and **CLOSE** the file.

11 DATED January 27, 2017.



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*Thomas O. Rice*  
THOMAS O. RICE  
Chief United States District Judge