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6 UNITED STATES DISTRICT COURT FOR THE  
7 WESTERN DISTRICT OF WASHINGTON  
8 AT SEATTLE  
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11 UNITED STATES OF AMERICA and the  
12 STATE OF WASHINGTON, *ex rel.* DARCY  
13 J. IRWIN, and DARCY J. IRWIN,  
14 Individually,

15 Plaintiffs,

16 v.

17 VOTO HEALTH CARE, INC., a  
18 Washington Corporation, UBI No.  
19 602670735,

20 Defendant.

CASE NO. C16-1487 RSM

**ORDER**

21 The United States and the State of Washington (collectively, the “Governmental  
22 Entities”) having declined at this time to intervene in this action pursuant to the False Claims  
23 Act, 31 U.S.C. § 3730(b)(4)(B) and Rev. Code Wash. § 74.66.050, it is hereby ORDERED  
24 that:

25 1. The Complaint, this Order, the Governmental Entities’ Notice of Declination, and  
26 all other papers on file in this action shall be unsealed;

27 2. Relator shall serve a copy of the Complaint, this Order, and the Governmental  
28 Entities’ Notice of Declination on Defendant;

ORDER - 1  
CASE NO. C16-1487-RSM

UNITED STATES ATTORNEY  
WESTERN DISTRICT OF WASHINGTON  
700 STEWART STREET, SUITE 5220  
SEATTLE, WASHINGTON 98101  
(206) 553-7970

1 3. The parties shall serve all pleadings and motions filed in this action, including  
2 supporting memoranda, upon the Governmental Entities, as provided for in 31 U.S.C.  
3 § 3730(c)(3) and Rev. Code Wash. § 74.66.060(3). The Governmental Entities may order  
4 any deposition transcripts and is entitled to intervene in this action, for good cause, at any  
5 time;

6 4. The parties shall serve all Notices of Appeal upon the Governmental Entities;

7 5. All orders of this Court shall be sent to the Governmental Entities; and

8 6. Should Relator or any Defendant propose that this action be dismissed, settled, or  
9 otherwise discontinued, the Court will provide the Governmental Entities with notice and an  
10 opportunity to be heard before ruling or granting its approval.

11  
12 DATED this 31<sup>st</sup> day of August 2017.

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15 RICARDO S. MARTINEZ  
16 CHIEF UNITED STATES DISTRICT JUDGE

17 Presented by:

18 /s/ David East

19 DAVID R. EAST, WSBA #31481  
20 Assistant United States Attorney  
21 United States Attorney's Office  
22 Western District of Washington  
23 700 Stewart St., Suite 5220  
24 Seattle, WA 98101-1271  
25 E-mail: [david.east@usdoj.gov](mailto:david.east@usdoj.gov)

26 /s/ Matthew Kuehn

27 MATTHEW T. KUEHN, WSBA #30419  
28 Assistant Attorney General  
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