

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF OHIO  
EASTERN DIVISION

UNITED STATES OF AMERICA,  
*ex rel.* MITCHELL D. POTTERF IV,

Plaintiff-Relator,

v.

OHIO STATE UNIVERSITY, et al.,

Defendants.

Case No. 2:15-CV-703

Judge Frost  
Magistrate Judge Deavers

**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 defendant by the relator;
2. all other contents of the Court file in this action remain under seal and not be made public or served upon the defendants, except for the filing of this case, this Order, and the Government's Notice of Election to Decline Intervention, which the relator will serve upon the defendant only after service of the complaint;
3. the seal be lifted as to all other matters occurring in this action after the filing of the Government's Notice of Election to Decline Intervention;

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 transcripts and are 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; and

6. should the relator or the defendant 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.

  
UNITED STATES MAGISTRATE JUDGE

Dated: 5/6/2015