

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF ARKANSAS
WESTERN DIVISION

FILED
U.S. DISTRICT COURT
EASTERN DISTRICT ARKANSAS

APR 17 2007

JAMES W. MCGORMACK, CLERK
By: *Christa Zugale*
DEP. CLERK

UNITED STATES OF AMERICA)
ex rel. NORMAN RILLE AND NEAL)
ROBERTS)

PLAINTIFF)

VS.)

Civil Action 4:04CV00986 GTE

ELECTRONIC DATA SYSTEMS)
CORPORATION, a Delaware Corporation;)
SUN MICROSYSTEMS, INC., a)
Delaware Corporation; and)
DELL INC., a Delaware Corporation)

DEFENDANTS)

ORDER

The United States having intervened in part of this action and filed a Complaint In Intervention against Sun Microsystems, Inc., and having declined to intervene in part of this action as to Dell, Inc., and having made a decision not to intervene at this time as to Electronic Data Systems Corporation pursuant to the False Claims Act, 31 U.S.C. § 3730(b)(2) and (4), the Court rules as follows:

IT IS ORDERED that,

1. The Government's Complaint In Intervention, the Relators' complaint, and this Order be unsealed and served upon all the appropriate defendants;
- 2.. all other papers or Orders on file in this matter shall remain under seal until further order of this Court;
3. the seal be lifted on all other matters occurring in this action after the date of this

Order;

4. as to the part of the relators' action against Dell and EDS in which the United States has declined to intervene or is not intervening at this time, the parties shall serve all pleadings and motions filed in that part of the 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 is entitled to intervene in that part of the action, for good cause, at any time;

5. all orders of this Court shall be sent to the United States; and that

6. should the relators or the defendant propose that the part of the action in which the United States has declined to intervene 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 17th day of April, 2007.



United States District Judge