

**UNITED STATES DISTRICT COURT  
DISTRICT OF SOUTH CAROLINA  
ROCK HILL DIVISION**

UNITED STATES OF AMERICA, <i>et al.</i>	)	<b>FILED UNDER SEAL pursuant to 31 U.S.C. § 3730(b)(2)  C.A. No.0:10-cv-01465-JFA  <b>NOTICE</b></b>
<i>ex rel.</i> LYNN E. SZYMONIAK,	)	
	)	
Plaintiffs,	)	
	)	
v.	)	
	)	
AMERICAN HOME MORTGAGE	)	
SERVICING <i>et al.</i> ,	)	
Defendants.	)	

**UNITED STATES DISTRICT COURT  
DISTRICT OF SOUTH CAROLINA  
ROCK HILL DIVISION**

UNITED STATES OF AMERICA, <i>et al.</i>	)	<b>FILED UNDER SEAL pursuant to 31 U.S.C. § 3730(b)(2)  C.A. No. 0:13-CV-464-JFA  <b>NOTICE</b></b>
<i>ex rel.</i> LYNN E. SZYMONIAK,	)	
	)	
Plaintiffs,	)	
	)	
v.	)	
	)	
ACE SECURITIES CORPORATION	)	
<i>et al.</i>	)	
Defendants.	)	

**NOTICE OF THE UNITED STATES THAT  
IT IS NOT INTERVENING AT THIS TIME**

In its last Orders in the above captioned matters, dated July 3, 2013 [0:10-cv-01465, Docket Entry No. 131] and July 3, 2013 [0:13-cv-464, Docket Entry 61], the Court indicated that the Government must make its intervention decision in both cases on

or before August 1, 2013. In both Orders the Court also warned that the seal in both cases would not be extended further. Accordingly, the United States hereby notifies the Court that it is not intervening at this time.

Although the United States is not intervening at this time, it respectfully refers the Court to 31 U.S.C. § 3730(b)(1), which allows the relator to maintain the action in the name of the United States; providing, however, that the "action may be dismissed only if the court and the Attorney General give written consent to the dismissal and their reasons for consenting." Id. Therefore, the United States requests that, should either the relator or the defendant propose that this action be dismissed, settled, or otherwise discontinued, this Court solicit the written consent of the United States before ruling or granting its approval.

Furthermore, pursuant to 31 U.S.C. § 3730(c)(3), the United States requests that all pleadings filed in this action be served upon it; the United States also requests that orders issued by the Court be sent to the Government's counsel. The United States reserves its right to order any deposition transcripts, to intervene in this action, for good cause, at a later date, and to seek the dismissal of the relator's action or claim. The United States also requests that it be served with all notices of appeal.

Finally, the Government requests that the relator's Complaint, this Notice, and the attached proposed Order be unsealed. The United States requests that all other papers on file in this action remain under seal because in discussing the content and extent of the United States' investigation, such papers are provided by law to the Court alone for the

sole purpose of evaluating whether the seal and time for making an election to intervene should be extended.

A proposed order accompanies this notice.

Respectfully submitted,

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