

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

PHILLIP J. BERG, )  
 )  
 Plaintiff, )  
 )  
 v. )  
 )  
 BARACK HUSSEIN OBAMA JR., )  
 )  
 Defendant. )

UNDEER SEAL

Civil Action No. 08-1933 (RWR)

ORDER TO SHOW CAUSE

Relator served the summons and complaint on the United States Attorney General on November 10, 2008. Under 31 U.S.C. § 3730(b)(4), within 60 days after it receives both the Complaint and the material evidence and information, the Government shall either elect to intervene and proceed with the action or notify the court that it declines to take over the action. The government has not moved to intervene or moved for an extension of the time period in which it may elect to intervene. In addition, the relator has moved to unseal the case and proceed. Accordingly, it is hereby

ORDERED that the government show cause in writing by February 17, 2009 why its silence should not be deemed consent to allow the relator to conduct the action.

SIGNED this 4<sup>th</sup> day of February, 2009.

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 RICHARD W. ROBERTS  
 United States District Judge