

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF FLORIDA
TAMPA DIVISION**

UNITED STATES OF AMERICA,
ex rel. ALAN M. FREEDMAN, M.D.,

Plaintiffs,

v.

CASE NO. 8:04-cv-933-T-24EAJ

JOSE SUAREZ-HOYOS, M.D.,
JOSE SUAREZ-HOYOS, M.D., P.A.,
INDEPENDENT CLINICAL LABORATORY
d/b/a/ TAMPA PATHOLOGY LABORATORY,
STEVEN JAY WASSERMAN, M.D.,
STEVEN JAY WASSERMAN, M.D., P.A., and
DERMATOLOGY INSTITUTE OF VENICE,

Defendants.

NOTICE OF SETTLEMENT

Plaintiff, United States of America, defendants Steven Jay Wasserman, M.D., Steven Jay Wasserman, PA, and Steven Jay Wasserman, M.D., PL (collectively "Wasserman"), and Relator, Alan Freedman, M.D. (collectively, "the Parties"), hereby notify the Court pursuant to Local Rule 3.08 that the Parties have settled the claims asserted in the Relator's and United States of America's complaints in this case against Wasserman, under the False Claims Act, 31 U.S.C. § 3729 *et seq.*, and the common law, pursuant to a settlement agreement dated February 11, 2013 (the "Agreement").

The Agreement calls for Wasserman to make an initial payment of \$3,000,000 within five (5) days of execution (the "Initial Payment") and an additional \$23.1 million plus interest within 180 days of execution. Upon receipt of the Initial Payment, the Parties will file a stipulation and agreement to entry of an Order of Dismissal With Prejudice as to the United States' and Relator's complaints against Wasserman, with

each party to bear its own attorney's fees and court costs, except as otherwise provided in the Agreement.

Dated: February 11, 2013

/s/ Kevin J. Darken
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Counsel for the relator, Alan Freedman, MD

Respectfully submitted,

/s/ Lacy R. Harwell, Jr.
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Counsel for the United States

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 11th day of February, 2013, a true and correct copy of the foregoing was filed using the Court's CM/ECF filing system, which will send an electronic notice of filing to the following:

Jay Wolfson
hthlawyer@gmail.com

Kevin Darken
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Barry Cohen
bcohen@tampalawfirm.com

/s/Jeffrey S. Gleason
JEFFREY S. GLEASON
Trial Attorney