

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MISSOURI  
EASTERN DIVISION

UNITED STATES OF AMERICA,	)	
<i>ex rel.</i> JOANNE WATERS,	)	
	)	
Plaintiff,	)	
	)	
v.	)	Case No. 4:20-cv-00037-SEP
	)	
ST. LOUIS PATHOLOGY ASSOCIATES	)	
INC., et al.,	)	
	)	
Defendants.	)	

**ORDER**

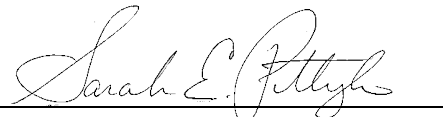
On March 20, 2023, this Court ordered that counsel for Relator Joanne Waters must enter an appearance on the docket no later than April 28, 2023, or else this matter would be dismissed. Doc. [41]. To date, counsel has not entered an appearance on behalf of Relator. The United States of America has notified this Court, pursuant to 31 U.S.C. § 3730(b)(1), that it consents to the dismissal of this action without prejudice. Doc. [46] at 2. Because Relator may not pursue a qui tam suit pro se, and because her counsel has not entered an appearance as required by this Court’s March 20, 2023, Order, Doc. [41], this case is dismissed. *See United States ex rel. Davis v. Hennepin Cnty.*, 2016 WL 10747256, at \*2 (D. Minn. July 8, 2016) (“[C]ourts have uniformly held that non-lawyers may not litigate qui tam actions on behalf of the United States.”) (collecting cases); *see also United States v. Onan*, 190 F.2d 1, 6 (8th Cir. 1951) (“[W]e do not think that Congress could have intended to authorize a layman to carry on such suit as attorney for the United States but must have had in mind that such a suit would be carried on in accordance with the established procedure which requires that only one licensed to practice law may conduct proceedings in court for anyone other than himself.”). Accordingly,

**IT IS HEREBY ORDERED** that that the stay entered on November 17, 2022, is **LIFTED**. Doc. [37].

**IT IS FURTHER ORDERED** that this action is **DISMISSED** without prejudice.

A separate order of dismissal accompanies this Order.

Dated this 3<sup>rd</sup> day of May, 2023.

  
 SARAH E. PITLYK  
 UNITED STATES DISTRICT JUDGE

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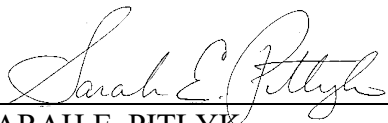
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Plaintiff,	)	
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v.	)	Case No. 4:20-cv-00037-SEP
	)	
ST. LOUIS PATHOLOGY ASSOCIATES	)	
INC., et al.,	)	
	)	
Defendants.	)	

**ORDER OF DISMISSAL**

In accordance with the Order issued this day,

**IT IS HEREBY ORDERED** that this case is **DISMISSED** without prejudice.

Dated this 3<sup>rd</sup> day of May, 2023.

  
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SARAH E. PITLYK  
UNITED STATES DISTRICT JUDGE