

**08-660 U.S., EX REL. EISENSTEIN V. NEW YORK, NY, ET AL.**

DECISION BELOW:540 F.3d 94

LOWER COURT CASE NUMBER: 06-3329-cv

QUESTIONS PRESENTED:

Whether the 30-day time limit in Federal Rule of Appellate Procedure 4(a)(1)(A) for filing a notice of appeal, or the 60-day time limit in Rule 4(a)(1)(B), applies to a qui tam action under the False Claims Act, where the United States has declined to intervene in that action.

CERT. GRANTED 1/16/2009

EXPEDITED BRIEFING SCHEDULE.