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11 Attorneys for Plaintiff
12 DONDI VAN HORN

13 UNITED STATES DISTRICT COURT
14 EASTERN DISTRICT OF CALIFORNIA
15 FRESNO DIVISION

16 DONDI VAN HORN,
17 Plaintiff,
18 v.
19 TINA HORNBEAK individually and as Warden of
20 Valley State Prison For Women; JAMES E.
21 TILTON individually and as Secretary of the
22 California Department of Corrections and
23 Rehabilitation; ROBIN DEZEMBER individually
24 and as Chief Deputy Secretary of California
25 Department of Corrections and Rehabilitation; JEFF
26 THOMPSON individually and as Director of
27 California Department of Corrections and
28 Rehabilitation; ROBERT SILLEN individually and
as former California Health System Receiver;
CLARK KELSO individually and as acting
California Health System Receiver; DR. VIRK
(First Name Unknown) individually and as Chief
Medical Officer of Valley State Prison for Women;
JAMES HEINRICH individually and as a physician
employed at Valley State Prison for Women;
MADERA COMMUNITY HOSPITAL; TINA
DHILLON an individual; and NAEEM SIDDIQI an
individual,
Defendants.

Case No.: 1:08-CV-01622 LJO-DLB

**STIPULATION AND ORDER RE
EXTENSION OF DISCOVERY
DEADLINES**

1 TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

2 WHEREAS the deadline for fact discovery in this case is currently set for September 30,
3 2009;

4 WHEREAS Plaintiff Dondi Van Horn intends to depose Defendants Heinrich, and
5 Hornbeak, along with multiple third-party witnesses, and sought to schedule such depositions with
6 Defendants' counsel on August 5, 2009;

7 WHEREAS Counsel for Defendants Heinrich, Hornbeak, Virk, Thompson, Tilton, and
8 Dezember ("Prison Defendants") is unavailable for depositions until at least the last week of
9 September and wishes to schedule those depositions for the last day of September and other dates in
10 October;

11 WHEREAS Counsel for Prison Defendants also represents a third-party witness that
12 Plaintiff seeks to depose;

13 WHEREAS the Court has granted Plaintiff's Motion to Compel production of documents
14 from Defendant Madera Community Hospital ("MCH");

15 WHEREAS MCH and Plaintiff disagree about the scope of the Court's Order Granting
16 Plaintiff's Motion to Compel MCH such that Plaintiff has not yet received any documents pursuant
17 to the Order;

18 WHEREAS Dr. Tina Dhillon has suffered health issues that required the parties to postpone
19 her deposition which had been planned for August 5, 2009; and

20 WHEREAS the Court has continued Plaintiff's Motion to Amend to add Dr. Martin as a
21 defendant and Plaintiff's Motion to Compel further deposition testimony from MCH until
22 September 18, 2009;

23 WHEREAS MCH declines to stipulate to an extension of the fact discovery deadline with
24 respect to taking discovery from MCH except as noted below;

25 THEREFORE IT IS HEREBY STIPULATED AND AGREED between Plaintiff and
26 undersigned Defendants, by and through their respective counsel, that the deadlines in this case are
27 continued to the following dates:

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1. Fact discovery closes: November 13, 2009, except MCH does not stipulate to the extension of fact discovery to this date other than discovery MCH is ordered to provide as a result of the September 18, 2009 hearing on the pending Motion to Compel further Rule 30(b)(6) depositions of MCH;
2. Expert reports due: December 11, 2009
3. Rebuttal expert reports due: January 8, 2010
4. Expert discovery closes: January 29, 2010
5. Non-Dispositive Motion filing deadline: February 10, 2010
6. Non-Dispositive Motion Hearing deadline: March 12, 2010
7. Settlement Conference: January 20, 2010 at 10:00 a.m.,
8. The remaining dates in this case shall remain unchanged.

Notwithstanding this stipulation, no party waives the right to bring further motions to compel discovery or to further extend discovery deadlines.

DATED: August 28, 2009

COVINGTON & BURLING LLP

By /s/Christine Saunders Haskett
CHRISTINE SAUNDERS HASKETT

Attorneys for Plaintiff
DONDI VAN HORN

DATED: August 28, 2009

EDMUND G. BROWN JR.
Attorney General of the Sate of California

By /s/Diana Esquivel
DIANA ESQUIVEL

Attorneys for Defendants Dr. Virk, James Heinrich,
M.D., Tina Hornbeck, James E. Tilton, Robin
Dezember, and Jeff Thompson

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DATED: August 28, 2009

WEISS MARTIN SALINAS & HEARST

By /s/Richard S. Salinas
RICHARD S. SALINAS

Attorneys for Defendant Tina Dhillon, M.D.

DATED: August 28, 2009

BAKER MANOCK & JENSEN

By /s/Christopher D. Bell
CHRISTOPHER D. BELL

Attorneys for Defendant Naeem Siddiqi, M.D.

DATED: August 28, 2009

MCCORMICK BARSTOW SHEPPARD WAYTE &
CARRUTH LLP

By /s/Daniel Wainwright
DANIEL WAINWRIGHT

Attorneys for Defendant Madera Community Hospital

IT IS SO ORDERED.

Dated: September 8, 2009

/s/ Dennis L. Beck
UNITED STATES MAGISTRATE JUDGE