

1 Ken I. Karan, Esq., California State Bar No. 204843  
 kkaran.law@gmail.com  
 2 LAW OFFICE OF KEN I. KARAN  
 3631-D Village Circle  
 3 Carlsbad, CA 92008  
 (760) 420-5488  
 4 Fax (866) 841-5420

5 Attorney for Plaintiff Steven C. Martinez  
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8 UNITED STATES DISTRICT COURT  
 9 FOR THE EASTERN DISTRICT OF CALIFORNIA

10 STEVEN C. MARTINEZ,

11 Plaintiff,

12 vs.

13 Derral G. ADAMS, Warden, Corcoran  
 14 State Prison, William J. MCGUINNESS,  
 M.D., Chief Medical Officer, Corcoran  
 15 State Prison, Frances GARZA, nurse,  
 Emily VARGAS, nurse, Catherine NACAR  
 16 , nurse, Michael VAN NATTA, nurse,  
 Mark SMITH, nurse, Cornelio GARCIA,  
 17 correctional officer, Paul SENA,  
 18 correctional officer, and DOES 1 through  
 50, inclusive,

19 Defendants.

) CASE NO.: 1:09-CV-00899-LJO-DLB

) STIPULATION OF THE PARTIES TO  
 CONTINUE MANDATORY SCHEDULING  
 CONFERENCE

) Hearing Date: March 2, 2010  
 Time: 9:00 a.m.  
 Location: Department 9  
 Judge: Hon. Dennis L. Beck

20 Plaintiff, by and through counsel, Ken I. Karan, and Defendants, by and through counsel

21 David A. Carrasco, stipulate as follows:

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- 23 1. Defendants have filed a motion to dismiss the above captioned case.
  - 24 2. The hearing on the motion is set for March 11, 2010.
  - 25 3. The Court has set the Mandatory Scheduling Conference for March 2, 2010.
  - 26 4. The parties' input to the Joint Scheduling Conference Report will be affected by the  
 outcome of the motion.
  - 27 5. In order to make the best use of the Court's time, the parties agree to continue the
- 28

1 Mandatory Scheduling Conference to a date 30 days after the March 2 hearing, or to a date the  
2 Court finds appropriate given the need to meet and confer and draft the Joint Scheduling  
3 Conference Report.

4 So stipulated,

6 Dated: February 10, 2010

Signed: \_\_\_\_\_ /s/

7 Ken I. Karan, Esq.  
8 Attorney for Plaintiff

9 Dated: February 10, 2010

Signed: \_\_\_\_\_ /s/

11 David A. Carrasco, Esq.  
12 Supervising Deputy Attorney General  
13 Attorneys for Defendants

14 Having reviewed the stipulation to modify the Court's order, and having found good  
15 cause therefore, the stipulation is the order of the court. The Mandatory Scheduling Conference  
16 is continued to April 22, 2010 at 9:30 a.m.

17 IT IS SO ORDERED.

18 Dated: February 11, 2010

19 /s/ Dennis L. Beck  
20 UNITED STATES MAGISTRATE JUDGE