



1 **STIPULATION**

2 Plaintiff Centre for Neuro Skills (“CNS”) and Defendants Blue Cross Blue Shield of  
3 Oklahoma (“BCBSOK”) and William H. McKnight (“McKnight”) respectfully request that the  
4 Court vacate the January 19, 2012 Settlement Conference on the ground that the case is not yet  
5 is a position in which settlement discussions would be meaningful or productive. Additionally,  
6 Counsel for BCBSOK & the Plan is unavailable on January 19, 2012 because he has  
7 depositions scheduled to take place in San Francisco on January 18 and 19, 2012. A  
8 representative from his Texas-based client is being deposed, as is the plaintiff in the case.  
9 Because the travel arrangements for those depositions have already been made, they cannot be  
10 rescheduled without severely inconveniencing multiple parties.

11 To refresh the Court’s recollection regarding the specifics of this case, this is a dispute  
12 regarding payment for the medical care rendered to Charlene McKnight, who was a beneficiary  
13 of McKnight. McKnight, who is a *pro se* litigant, acknowledged in the Joint Scheduling Report  
14 that BCBSOK sent checks to him to pay for the medical care CNS rendered to Charlene  
15 McKnight, that he cashed those checks, and that he used the funds from the checks for purposes  
16 other than paying CNS.

17 McKnight represents that he has been unemployed for a period of time, but that he is  
18 currently in a job training program with Shell Oil that might lead to a permanent position. He  
19 also represents that he will not be able to put funds forward to settle this dispute if he is not  
20 hired by Shell or another employer. Logically, it is in his best interests, and the interests of the  
21 other Parties to this case, that he complete the training and secure a permanent position. Mr.  
22 McKnight anticipates that he will have more information about his job prospects in March  
23 2012, and the parties can revisit the possibility of participating in a settlement conference at that  
24 time.

25 For the above stated reasons, the Parties respectfully submit this Stipulated Request to  
26 Vacate the January 19, 2012 Settlement Conference. Additionally, because Mr. McKnight and  
27 counsel for BCBSOK and the Plan are unavailable on January 19, 2012, the parties request that  
28 the Mid-Discovery Status Conference be continued by four days to Monday, January 23, 2012

1 at a time convenient for the Court.

2 **IT IS SO STIPULATED:**

3 Date: January 17, 2012

LAW OFFICES OF JOHN C. HALL

4  
5 By: /S/ John C. Hall  
John C. Hall

6 Attorneys for Plaintiff  
7 CENTRE FOR NUERO SKILLS

8 Date: January 17, 2012

WILSON, ELSER, MOSKOWITZ,  
9 EDELMAN & DICKER LLP

10 By: /S/ Donald P. Sullivan  
Donald P. Sullivan

11 Attorneys for Defendant  
12 BLUE CROSS BLUE SHIELD OF  
13 OKLAHOMA

14 Date: January 17, 2012

By: /S/ William H. McKnight  
William H. McKnight

15  
16 *In propria persona*

17 **ORDER**

18 For the reasons stated in the Parties' stipulation and good cause appearing, the Court  
19 **ORDERS** the settlement conference currently set on January 19, 2012 to be **VACATED**.

20 Likewise, the telephonic Mid-Discovery Status Conference will be **CONTINUED** to January  
21 23, 2012 at 9:30 a.m.

22  
23  
24 IT IS SO ORDERED.

25 Dated: **January 18, 2012**

**/s/ Jennifer L. Thurston**  
26 UNITED STATES MAGISTRATE JUDGE