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 WILLIAMSON

11 UNITED STATES DISTRICT COURT
 12 EASTERN DISTRICT OF CALIFORNIA / FRESNO DIVISION

13 VICTORIA P. YOUNGBLOOD,)
 14)
 Plaintiff,)
 15)
 v.)
 16)
 CITY OF BAKERSFIELD, CHRISTOPHER)
 17 DALTON, GREG WILLIAMSON, and)
 DOES 1 to 100, inclusive,)
 18)
 Defendants.)
 19)

Case No. 1:12-CV-01150-AWI-JLT
**STIPULATION AND ORDER FOR
 PHYSICAL AND MENTAL
 EXAMINATIONS OF PLAINTIFF
 VICTORIA YOUNGBLOOD**

(Doc. 29)

20 **STIPULATION**

21 IT IS HEREBY STIPULATED by and between plaintiff Victoria Youngblood and defendants
 22 City of Bakersfield, Christopher Dalton and Greg Williamson (collectively “defendants”), through
 23 their respective attorneys, as follows:

24 1. The physical and mental conditions of the plaintiff are “in controversy” within the
 25 meaning of Federal Rule of Civil Procedure 35 (“Rule 35”), which sets forth the procedures for the
 26 examination of persons whose physical and/or mental conditions are in controversy.

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1 Examination by Carl F. Hoppe, Ph.D.

2 2. Carl F. Hoppe, Ph.D., has been retained by defendants to conduct an examination of
3 the plaintiff pursuant to Rule 35. A copy of Dr. Hoppe's curriculum vitae is attached hereto as Exhibit
4 A.

5 3. Plaintiff will voluntarily appear for and submit to a psychological examination,
6 including, but not limited to, oral interviews, written questionnaires and self administering tests, to be
7 conducted by Carl F. Hoppe, Ph.D., on July 17, 2013, at 10:30 a.m. at 360 N. Bedford Drive, Suite
8 215, Beverly Hills, California.

9 4. This examination is relevant to plaintiff's claim of severe emotional distress, including
10 nightmares, insomnia, anxiety and fear, and her diagnosis of post traumatic stress disorder.

11 5. At the time of said examination, plaintiff will answer all proper questions and inquiries
12 pertaining to the emotional affect the injury has had on plaintiff's life, and for the purpose of making
13 a proper diagnosis of the plaintiff's condition.

14 Examination by Gary M. Tearston, M.D., F.A.C.S.

15 6. Gary M. Tearston, M.D., F.A.C.S., has been retained by defendants to conduct an
16 examination of the plaintiff pursuant to Rule 35. A copy of Dr. Tearston's curriculum vitae is attached
17 hereto as Exhibit B.

18 7. Plaintiff Victoria P. Youngblood will submit to a physical examination to be conducted
19 by Gary M. Tearston, M.D., F.A.C.S., on July 17, 2013, at 2 p.m. at 9201 W. Sunset Blvd., Suite 401,
20 West Hollywood, California.

21 8. In addition to questioning by Dr. Tearson relating to plaintiff's complaints, this
22 examination shall include a comprehensive physical examination of the neck, head, ears, scalp and
23 facial areas, including but not limited to an examination of the external auditory canal. This
24 examination is relevant to plaintiff's claim of pain, sensory changes, and disfigurement.

25 9. At the time of said examination, plaintiff will answer all proper questions and inquiries
26 pertaining to her neck, head, ears, scalp and facial areas, for the purpose of making a proper diagnosis
27 of the plaintiff's condition.

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1 Examination by Martin L. Hopp, M.D.

2 10. Martin L. Hopp, M.D., has been retained by defendants to conduct an examination of
3 the plaintiff pursuant to Rule 35. A copy of Dr. Hopp's curriculum vitae is attached hereto as Exhibit
4 C.

5 11. Plaintiff Victoria P. Youngblood will submit to a physical examination to be conducted
6 by Martin L. Hopp, M.D., on July 18, 2013, at 2 p.m. at 8631 W. Third Street, Suite 400 East, Los
7 Angeles, California 90048.

8 12. The examination shall include comprehensive testing and examination of the plaintiff
9 in the head and neck areas, including but not limited to (a) complete examination of the outer ear,
10 tympanic membrane and visible middle ear; (b) full audiological examination which also includes pure
11 tone, discrimination, tympanogram, and acoustic reflexes; (c) complete examination of the nasopharynx
12 and Eustachian tube, not including x-rays, and (d) complete examination of the oral cavity,
13 oropharynx, larynx and neck. This examination is relevant to plaintiff's claim of hearing loss and
14 impairment. In addition, such examination shall include any and all other tests which are ordinarily
15 deemed a part of a general auditory examination. The examiner will proceed with care, as he has been
16 informed that Plaintiff's ear is sensitive and painful to the touch.

17 13. At the time of said examination, plaintiff will answer all proper questions and inquiries
18 pertaining to hearing and hearing loss, for the purpose of making a proper diagnosis of the plaintiff's
19 condition.

20 Good Cause

21 14. Good cause exists for the Court to enter this Stipulation as an Order of the Court.

22 15. Nothing herein shall preclude the parties from entering into other stipulations or
23 agreements relating to the Rule 35 examinations of plaintiff.

24 Dated: June 26, 2013

MARDEROSIAN, RUNYON,
CERCONE & COHEN

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27 By: /s/ Michael G. Marderosian
Michael G. Marderosian
Attorney for Defendants above-named.

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Dated: June 26, 2013

RODRIGUEZ & ASSOCIATES

By: /s/ Martha Rossiter
Martha Rossiter
Attorney for Plaintiff

ORDER

The above stipulation is hereby accepted and approved. The terms of the stipulation set forth above are hereby adopted as an Order of this Court.

IT IS SO ORDERED.

Dated: **June 26, 2013**

 /s/ Jennifer L. Thurston
UNITED STATES MAGISTRATE JUDGE