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SUTTER CENTRAL VALLEY HOSPITALS
11 dba MEMORIAL MEDICAL CENTER

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13 **UNITED STATES DISTRICT COURT**
14 **FOR THE EASTERN DISTRICT OF CALIFORNIA**

15 _____)
DIANE THOMAS-YOUNG,)

16 Plaintiff,)

17 vs.)

18)
19 SUTTER CENTRAL VALLEY)
HOSPITALS, dba MEMORIAL)
20 MEDICAL CENTER, a California)
21 Corporation; and DOES 1-100, inclusive,)

22 Defendants.)
23 _____)

Case No. 1:12-cv-01410-AWI-SKO

**JOINT STIPULATION AND ORDER
TO VACATE TRIAL DATE**

Judge: Hon. Sheila K. Oberto

1 **IT IS HEREBY STIPULATED BY AND BETWEEN THE PARTIES TO THIS**
2 **ACTION**, through their counsel of record, as follows:

3 WHEREAS, trial in this case is currently scheduled for May 13, 2014;

4 WHEREAS, on December 18, 2013, Defendant Sutter Central Valley Hospitals filed a motion
5 for summary judgment, or in the alternative, partial summary judgment;

6 WHEREAS, on January 8, 2014, Plaintiff Diane Thomas-Young filed her opposition to
7 Defendant's motion for summary judgment, or in the alternative, partial summary judgment;

8 WHEREAS, on January 21, 2014, Defendant filed its reply to Plaintiff's opposition to
9 Defendant's motion for summary judgment, or in the alternative, partial summary judgment;

10 WHEREAS, on January 23, 2014, the Court vacated the January 27, 2014 hearing date for
11 Defendant's motion for summary judgment, or in the alternative, partial summary judgment, and took
12 the matter under submission;

13 WHEREAS, during a telephonic conference on January 29, 2014, the Hon. Magistrate Judge
14 Sheila K. Oberto informed the parties that the Court would not likely render a decision regarding
15 Defendant's motion for summary judgment, or in the alternative, partial summary judgment before the
16 deadline for the parties' pre-trial submissions, or the May 13, 2014 trial date;

17 WHEREAS, the parties believe it is in the best interest of the case, and the most effective use
18 of judicial resources, to continue the trial date until after the Court renders a decision for Defendant's
19 motion for summary judgment, or in the alternative, partial summary judgment;

20 WHEREAS, on March 19, 2014, the parties have a final pretrial conference scheduled, and
21 cannot prepare for the conference with Defendant's motion for summary judgment pending; and

22 WHEREAS, counsel for both parties have met and conferred regarding their respective trial
23 schedules and have agreed upon an available date for rescheduling the trial of this matter;

24 THEREFORE, the Parties do hereby stipulate as follows:

- 25 1. The parties stipulate to vacating the May 13, 2014 trial date;
26 2. The parties stipulate to re-schedule the trial date to April 2015.

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IT IS SO STIPULATED.

Dated: February 21, 2014

Shimoda Law Corp.

By: /s/ Jennet Zapata
Galen T. Shimoda
Jennet F. Zapata
Attorneys for Plaintiff
DIANE THOMAS-YOUNG

DATED: February 21, 2014

Hanson Bridgett LLP

By: /s/ David Abella
Jahmal Davis
David Abella
Attorneys for Defendant
SUTTER CENTRAL VALLEY HOSPITALS
dba MEMORIAL MEDICAL CENTER

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ORDER

PURSUANT TO THE STIPULATION OF THE PARTIES, and finding good cause therein,
IT IS HEREBY ORDERED that:

1. The May 13, 2014 trial date in this matter is vacated as well as the March 19, 2014 Pretrial Conference. Dates if needed shall be reset upon the ruling on the motion.

IT IS SO ORDERED.

Dated: February 21, 2014



SENIOR DISTRICT JUDGE