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7 Oliaro, Dr. Carolyn Coon, Dr. Victor Torres, Dr.
Maria Lopes, Dr. Luz Gonzalez and Dr. Matthew
8 Jendian*

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10 IN THE UNITED STATES DISTRICT COURT
11 FOR THE EASTERN DISTRICT OF CALIFORNIA
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13
14 **NEIL O'BRIEN, AN INDIVIDUAL,**

15 Plaintiff,

16 v.

17 **DR. JOHN WELTY, DR. PAUL M.
18 OLIARO, DR. CAROLYN V. COON, DR.
19 VICTOR M. TORRES, DR. MARIA
LOPES, DR. LUZ GONZALEZ, DR.
20 MATTHEW JENDIAN, ALL IN THEIR
PERSONAL CAPACITIES AND DOES 1
21 THROUGH 25, INCLUSIVE,**

22 Defendants.

1:12-cv-02017-AWI-SAB

**STIPULATION TO CHANGE
SCHEDULING CONFERENCE DATE;
[PROPOSED] ORDER**

Current Date: February 19, 2013

Time: 9:15 a.m.

Courtroom: 9

Judge: Hon. Magistrate Stanley A. Boone

Proposed New Date: April 16, 2013

Time: 2:00 p.m.

Courtroom: 9

Judge: Hon. Magistrate Stanley A. Boone

Trial Date: None

Action Filed: November 14, 2012

23 Plaintiff Neil O'Brien, by and through his counsel of record, and defendants Dr. John
24 Welty, Dr. Paul Oliaro, Dr. Carolyn Coon, Dr. Victor Torres, Dr. Maria Lopes, Dr. Luz Gonzalez
25 and Dr. Matthew Jendian, by and through their counsel of record, hereby stipulate:
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RECITAL

1. A scheduling conference is set in this action before the Honorable Magistrate Stanley A. Boone on February 19, 2013 at 9:15 a.m. in Courtroom 9 of this Court.

2. The defendants filed a motion to dismiss, which is set to be heard on March 4, 2013 by the Honorable Anthony W. Ishii. The motion seeks the dismissal of all causes of action and all defendants.

3. In the interest of efficiency for the Court and the parties, the parties stipulate to postpone the scheduling conference in this action until April 16, 2013 at 2:00 pm, after the hearing on the motion to dismiss. If the motion is granted in its entirety, the scheduling conference need not occur. If the scheduling conference proceeds, then the parties shall file their scheduling conference report one week prior to the scheduled meeting pursuant to the original order of this court.

STIPULATION

1 The parties stipulate to changing the date of the scheduling conference in this action from
2 February 19, 2013 to April 16, 2013 at 2:00 pm. A joint scheduling report shall be due on April
3 9, 2013.
4

5 Date: January 28, 2013

6 /s/ Brian C. Leighton
7 BRIAN C. LEIGHTON, counsel for
8 plaintiff Neil O'Brien

9 Date: January 28, 2013

10 KAMALA D. HARRIS
11 Attorney General of the State of California
12 JOEL DAVIS
13 Supervising Deputy Attorney General
14 MOLLY S. MURPHY
15 Deputy Attorney General

16 /s/ Molly S. Murphy
17 MOLLY S. MURPHY, counsel for
18 Defendants Dr. John Welty, Dr. Paul
19 Oliaro, Dr. Carolyn Coon, Dr. Victor
20 Torres, Dr. Maria Lopes, Dr. Luz Gonzalez
21 and Dr. Matthew Jendian

22 IT IS SO ORDERED. THE SCHEDULING CONFERENCE IS SET FOR APRIL 16,
23 2013 AT 2:00 p.m. IN COURTROOM 9 OF THIS COURT. A joint scheduling report shall be
24 due on April 9, 2013.

25 Dated: _____

26 _____
27 UNITED STATES MAGISTRATE JUDGE

28 IT IS SO ORDERED.

Dated: January 31, 2013

/s/ Stanley A. Boone
UNITED STATES MAGISTRATE JUDGE

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