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9
10 IN THE UNITED STATES DISTRICT COURT
11 FOR THE EASTERN DISTRICT OF CALIFORNIA
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13 **VALLEY VIEW HEALTH CARE INC. DBA**
14 **RIVERBANK NURSING CENTER; THE**
15 **STONEBROOK CONVALESCENT**
16 **CENTER, INC. DBA STONEBROOK**
17 **HEALTHCARE CENTER; LIFEHOUSE**
18 **PARKVIEW OPERATIONS, LLC DBA**
19 **PARKVIEW HEALTHCARE CENTER;**
20 **BEVERLY HEALTHCARE - CALIFORNIA,**
21 **INC. DBA GOLDEN LIVING CENTER-**
22 **FRESNO; CF MODESTO, LLC DBA**
23 **COUNTRY VILLA MODESTO NURSING &**
24 **REHABILITATION CENTER; AVALON**
25 **CARE CENTER - MERCED FRANCISCAN,**
26 **L.L.C. DBA FRANCISCAN**
27 **CONVALESCENT HOSPITAL; AND THE**
28 **CALIFORNIA ASSOCIATION OF HEALTH**
FACILITIES,

Plaintiffs,

v.

24 **RONALD CHAPMAN, M.D., DIRECTOR OF**
25 **THE CALIFORNIA DEPARTMENT OF**
26 **PUBLIC HEALTH, THE CALIFORNIA**
27 **DEPARTMENT OF PUBLIC HEALTH, and**
28 **THE STATE OF CALIFORNIA,**

Defendants.

1:13-CV-00036-LJO-BAM

**STIPULATION AND ORDER TO
EXTEND TIME FOR DEFENDANTS
TO RESPOND TO COMPLAINT**

Local Rule 144(a)

Courtroom: 4
Judge: The Hon. Lawrence J. O'Neill
Magistrate Judge: The Hon. Barbara A.
McAuliffe
Trial Date: TBA
Action Filed: January 9, 2013

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2 WHEREAS the Defendants identified below were served with summons and complaint by
3 personal service on January 10, 2013, and a responsive pleading to the complaint is due on
4 January 31, 2013; and

5 WHEREAS on January 16, 2013, the Defendant the State of California has been ordered
6 based on plaintiffs' notice of voluntary dismissal under F.R.Civ.P. 41(a)(1)(A)(i).

7 IT IS HEREBY STIPULATED by and between of all of the Plaintiffs through their counsel
8 of record, Hooper, Lundy & Brookman, PC by Scott J. Kiepen, and Defendants Ronald Chapman,
9 M.D, Director of the California Department of Public Health and the California Department of
10 Public Health (Defendants) through their counsel of record, California Attorney General Kamala
11 D. Harris, by Deputy Attorney General Pauline Gee, as follows:
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- 13 1. That defendants may have a 20-day extension of time from January 31, 2013, to and
14 including February 20, 2013, in which to file and serve a responsive pleading to
15 plaintiffs' complaint, as provided in Local Rule 144(a).
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18 Dated: January 25, 2013

HOOPER, LUNDY & BOOKMAN, P.C.

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20 BY: /s/ SCOTT J. KIEPEN

SCOTT J. KIEPEN

*Attorneys for Plaintiffs Valley View Health
Care Inc. dba Riverbank Nursing Center;
The Stonebrook Convalescent Center, Inc.
dba Stonebrook Healthcare Center;
Lifeshouse Parkview Operations, LLC dba
Parkview Healthcare Center; Beverly
Healthcare - California, Inc. dba Golden
Living Center-Fresno; Cf. Modesto, LLC dba
Country Villa Modesto Nursing &
Rehabilitation Center; Avalon Care Center -
Merced Franciscan, L.L.C. dba Franciscan
Convalescent Hospital; and the California
Association Of Health Facilities*

1 DATED: January 28, 2013

KAMALA D. HARRIS
Attorney General of California
ISMAEL A. CASTRO
Supervising Deputy Attorney General

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BY: /s/ PAULINE W. GEE
PAULINE W. GEE
Deputy Attorney General
*Attorneys for Defendants Ronald
Chapman, MD, Director of the Department
of Public Health and the California
Department of Public Health*

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ORDER

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Based on the parties' above Stipulation, IT IS HEREBY SO ORDERED that Defendants have a 20-day extension of time from January 31, 2013, to and including February 20, 2013, in which to file and serve a responsive pleading to Plaintiffs' complaint.

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IT IS SO ORDERED.

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Dated: January 29, 2013

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/s/ Barbara A. McAuliffe
UNITED STATES MAGISTRATE JUDGE

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