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8 **UNITED STATES DISTRICT COURT**
9 **EASTERN DISTRICT OF CALIFORNIA**
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11 JASMIN DELILA HERNANDEZ, a Minor, by and)	Case No. 1:13-cv-00500-LJO-JLT
through her Guardian Ad Litem, NOHEMI)	
12 GALLEGOS, and NOHEMI GALLEGOS,)	
)	STIPULATION TO CONTINUE
13 Plaintiffs,)	HEARING OF UNITED STATES'
)	MOTION TO DISMISS; AND ORDER
14 v.)	TO DENY CONTINUANCE OF
)	HEARING
15 KERN COUNTY MEDICAL CENTER;)	
COUNTY OF KERN, a Municipal Corporation;)	Date: March 20, 2014
16 DELANO REGIONAL MEDICAL CENTER;)	Time: 8:30 a.m.
ERIC P. HOFFMAN, M.D.; LAWRENCE S.)	Ctrm: 4
17 GARCIA, M.D.; and DOES 1-30,)	Honorable Lawrence J. O'Neill
)	
18 Defendants.)	

19 Plaintiffs, JASMIN DELILA HERNANDEZ, a Minor, by and through her Guardian Ad
20 Litem, NOHEMI GALLEGOS, and NAHEMI GALLEGOS ("Plaintiffs"); and Defendant UNITED
21 STATES ("United States") stipulate, by and through their undersigned counsel, to continue the
22 hearing date of the United States' Motion to Dismiss currently set for March 20, 2014 at 8:30 a.m.
23 before Judge Lawrence J. O'Neill to April 10, 2014 at 8:30 a.m. as specifically set forth below.

24 The parties base this stipulation on good cause as counsel for Defendant United States' seeks
25 additional time in which to respond to the issues in the Opposition. Counsel for the Defendant
26 United States' is scheduled to be in trial in another matter in the Eastern District of California,
27 Sacramento Division, before the Honorable Lawrence K. Karlton. The trial is set to commence
28 March 11, 2014 and is set for a 14 day trial. The parties agree that this short continuance will not

1 cause any prejudice to the parties as this action. The parties request the court endorse this stipulation
2 by way of formal order.

	Current Date	New Date
Hearing on United States' Motion to Dismiss	March 20, 2014	April 10, 2014

6 Respectfully submitted,

7 Dated: March 11, 2014

BENJAMIN B. WAGNER
UNITED STATES ATTORNEY

10 /s/Alyson A. Berg
Alyson A. Berg
Assistant United States Attorney
Attorneys for Defendant United States

12 Dated: March 11, 2014

LAW OFFICE OF MAURO FIORE, JR.

(As authorized 03/11/14)

14 /s/Mauro Fiore, Jr.
Mauro Fiore, Jr.
Attorneys for Plaintiffs

17 **ORDER**

18 Given this Court's review of the record and its need to best manage its voluminous
19 caseload with limited staff, this Court is unable to delay a decision on the motion to dismiss. As such
20 this Court VACATES the March 20, 2014 hearing and ORDERS no party to appear on that date.
21 This Court will soon issue its order on the motion to dismiss and does require a reply brief.

22 IT IS SO ORDERED.

24 Dated: March 13, 2014

/s/ Lawrence J. O'Neill
UNITED STATES DISTRICT JUDGE