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9 IN THE UNITED STATES DISTRICT COURT
 10 FOR THE EASTERN DISTRICT OF CALIFORNIA
 11 FRESNO DIVISION

12 **JAMES MOZINGO,**
 13
 14 Plaintiff,
 15
 16 **v.**
 17 **CALIFORNIA DEPARTMENT OF**
 18 **CORRECTIONS AND**
 19 **REHABILITATION; LADD, lieutenant;**
 20 **C. LOWERY, correctional officer; I.**
 21 **SINGH, M.D.; BARBARA**
 22 **WOODWARD, PA; K. PHANH, PA;**
 23 **and DOES 1 through 47, inclusive,**
 24
 25 Defendants.

CASE NO.: 1:15-cv-00633 LJO BAM
 STIPULATION OF THE PARTIES
 REGARDING SERVICE OF THE
 SECOND AMENDED COMPLAINT;
 ORDER

Complaint Filed: April 22, 2015
 Hearing Date: February 17, 2016
 Time: 8:00 a.m.
 Location: CTRM #8
 Judge: Hon. Barbara A. McAuliffe
 U.S. Magistrate Judge

26 The appearing parties herein, by and through counsel, stipulate as follows:

- 27 1. The Court ordered service of the Second Amended Complaint by U.S. Marshal's
 28 Service on Defendants I. Singh, M.D.; Barbara Woodward, PA; K. Phana, PA.
2. The Court explicitly exempted Defendants Ladd and Lowery from filing another
 answer to the pleadings having already appeared by answer to the First Amended
 Complaint. (ECF 22, 4:15.) The Court's order did not address service on Defendant

1 CDCR which also appeared in the answer. (ECF 15.)

2 3. Counsel for Defendants has authority to accept service on behalf of CDCR.

3 4. Counsel for Defendants acted on that authority by accepting service without formal
4 process, and by filing an answer to the First Amended Complaint on behalf of CDCR.

5 5. To avoid confusion, the parties stipulate that service of the Second Amended
6 Complaint on CDCR has been completed. Counsel for CDCR intends to file an answer
7 to the Second Amended Complaint.

8 6. The parties agree that the Court's jurisdiction over Defendant CDCR in this matter
9 is perfected.

10 7. This stipulation does not address the status of service of the Second Amended
11 Complaint on Defendant Phana (Phanh) who has not appeared.

12 So stipulated.

13 Date: January 18, 2016

14 Signed: /s/ Ken I. Karan

15 Ken I. Karan, Esq.
16 *Attorney for Plaintiff James*
17 *Mozingo*

18 Date: January 18, 2016

19 Signed: /s/ R. Lawrence Bragg

20 R. Lawrence Bragg, Esq.
21 *Attorney for Defendants CDCR,*
22 *Ladd, Lowery, I. Singh, M.D.;*
23 *Barbara Woodward, PA*

24 IT IS SO ORDERED.

25 Dated: January 29, 2016

26 */s/ Barbara A. McAuliffe*
27 UNITED STATES MAGISTRATE JUDGE
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