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8 Attorneys for Defendants
9 U.S. COMMERCIAL FREIGHT, INC.,
YURIY STEFANYSHYN and
PAVEL KLIMOVICH

10 UNITED STATES DISTRICT COURT
11 EASTERN DISTRICT OF CALIFORNIA

12 NAVTEJ SINGH,

13 Plaintiff,

14 v.

15 U.S. COMMERCIAL FREIGHT, INC.,
16 business entity unknown; YURIY
17 STEFANYSHYN; PAVEL KLIMOVICH;
18 and DOES 1 through 10, inclusive,

19 Defendants.

Case No. 1:16-CV-00617-SKO

**STIPULATION AND ORDER TO
INDEPENDENT MEDICAL EXAMINATION
PURSUANT TO RULE 35 OF THE FEDERAL
RULES OF CIVIL PROCEDURE**

U.S. Magistrate Judge Sheila K. Oberto
Trial: September 19, 2017

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21 IT IS HEREBY STIPULATED by and between plaintiff NAVTEJ SINGH (“Plaintiff”)
22 and defendants U.S. COMMERCIAL FREIGHT, INC., YURIY STEFANYSHYN and PAVEL
23 KLIMOVICH (“Defendants”), through their designated counsel, that plaintiff will undergo a
24 physical examination pursuant to Rule 35 of the Federal Rules of Civil Procedure. Said
25 examination shall take place on or about **May 22, 2017 at 2:00 p.m.** and will be conducted by
26 Joseph Capell, M.D. at 5550 N. Palm Avenue, #101, Fresno, California 93701, Telephone: (559)
27 435-0161.
28

1 This examination will be conducted for the purpose of determining the nature and extent
2 of plaintiff's physical injuries and the relationship thereof to the accident which is the subject of
3 this litigation, and will consist of all necessary and customary activities required to make such a
4 determination, including but not limited to medical history, history of accident in question, and
5 physical examination and evaluation. Photographs of plaintiff's injuries may be taken for use at
6 trial.

7 Per Dr. Capell's cancellation policy, any cancellations must be made within 3 business
8 days of the scheduled examination. If this examination is not cancelled pursuant to the doctor's
9 guidelines, plaintiff will be responsible for the associated cancellation fee of \$960.

10 IT IS FURTHER STIPULATED that per Rule 26(a)(2)(B) of the Federal Rules of Civil
11 Procedure, Dr. Capell's medical examination report shall be provided to all parties within 30 days
12 of the medical examination.

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14
15 Dated: March 16, 2017

LOMBARDI, LOPER & CONANT, LLP

16 /s/ Karina M. Sanchez

17 By: _____

18 KARINA SANCHEZ
19 Attorneys for Defendant
20 US COMMERCIAL FREIGHT, INC.,
21 YURIY STEFANYSHYN AND PAVEL
22 KLIMOVICH

23
24
25 Dated: March 16, 2017

SODHI LAW GROUP

26 /s/ Jakrun Sodhi

27 By: _____

28 JAKRUN S. SODHI
Attorneys for Plaintiff
NAVTEJ SINGH

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ORDER

IT IS SO ORDERED.

Dated: March 21, 2017

/s/ Sheila K. Oberto
UNITED STATES MAGISTRATE JUDGE