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2 UNITED STATES DISTRICT COURT
3 FOR THE EASTERN DISTRICT OF CALIFORNIA

4 JIAME CALDERON, an individual; RC, a
5 minor child; MC, a minor child; and MC, a
6 minor child,

7 Plaintiffs,

8 v.

9 TULARE REGIONAL MEDICAL
10 CENTER and UNITED STATES OF
11 AMERICA,

12 Defendants.

Case No. 1:17-cv-0040-BAM

ORDER STAYING ALL PROCEEDINGS IN
THIS MATTER AGAINST DEFENDANT
TULARE REGIONAL MEDICAL CENTER

DIRECTING THE OTHER PARTIES TO
SUBMIT STATUS REPORT

STATUS REPORT DUE: October 18, 2017

13 This action was filed on January 11, 2017, against Defendants the United States of America
14 and Tulare Regional Medical Center. (Doc. 1). On October 3, 2017, Defendant Tulare Regional
15 Medical Center filed a notice of automatic stay. (Doc. 20).

16 Pursuant to 11 U.S.C. § 362(a) all actions against a defendant who has filed a bankruptcy
17 petition are automatically stayed once the petition is filed. *Sternberg v. Johnston*, 559 F.3d 937, 943
18 (9th Cir. 2010). However, a suit against a co-defendant is not automatically stayed by the debtor's
19 bankruptcy filing. *In re Miller*, 262 B.R. 499, 503 (9th Cir. 2001). Accordingly, all proceedings in
20 this matter against Defendant Tulare Regional Medical Center are HEREBY STAYED pursuant to
21 Section 362(a).

22 It is FURTHER ORDERED that the other parties shall each file a status report indicating
23 whether the automatic stay impacts the scheduling order in this case within fourteen (14) days of the
24 date of service of this order.

25 IT IS SO ORDERED.

26 Dated: October 4, 2017

27 /s/ Barbara A. McAuliffe
28 UNITED STATES MAGISTRATE JUDGE