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5 *Attorneys for Defendants Adventist Health,*
San Joaquin Community Hospital, Robert
6 *Beehler, Kurt Hoekendorf, Scott Reiner,*
and William Brent Soper
7

8 **UNITED STATES DISTRICT COURT**
9 **EASTERN DISTRICT OF CALIFORNIA**

10 UNITED STATES and the STATE OF
11 CALIFORNIA, *ex rel.* THOMAS REILLY,
12 GARRETT LEE, KEVIN SCHMIDT, AND
TERRY HILLIARD,

13 Plaintiffs,

14 v.

15 ADVENTIST HEALTH, *et al.*,

16 Defendants.
17

Case No. 1:17-cv-00613-AWI-SKO

**STIPULATION TO CONTINUE
MANDATORY SCHEDULING
CONFERENCE; ORDER**

(Doc. 32)

Mag. Judge: Hon. Sheila K. Oberto
Complaint Filed: August 23, 2017
Complaint Unsealed: July 3, 2019
Trial Date: None Set

1 Plaintiffs Thomas Reilly, Garrett Lee, Kevin Schmidt and Terry Hilliard (collectively,
2 (“Plaintiffs”), and Defendants Adventist Health, San Joaquin Community Hospital (“SJCH”),
3 Robert Beehler, Kurt Hoekendorf, Scott Reiner, and William Brent Soper (collectively,
4 “Defendants”), by and through their counsel of record, respectfully submit this Joint Stipulation
5 to Continue the Mandatory Scheduling Conference currently set for October 8, 2019 pursuant to
6 the Court’s July 8, 2019 Order Setting Mandatory Scheduling Conference (Dkt. No. 26).

7 **WHEREAS**, Plaintiffs served Defendants Adventist Health and SJCH with a copy of the
8 First Amended Complaint on August 20, 2019;

9 **WHEREAS**, Plaintiffs served Defendant Kurt Hoekendorf with a copy of the First
10 Amended Complaint on August 24, 2019;

11 **WHEREAS**, the parties have met and conferred and have stipulated that Defendants may
12 have until October 8, 2019, to file a responsive pleading to Plaintiffs’ First Amended Complaint;

13 **WHEREAS**, the parties have met and conferred and believe that it would be a better use
14 of judicial resources to continue the Mandatory Scheduling Conference until after the responsive
15 pleading is filed;

16 **NOW, HEREBY, THE PARTIES STIPULATE AND AGREE** that the Mandatory
17 Scheduling Conference shall be continued forty-five (45) days to November 22, 2019, or at
18 another date convenient for the court.

19 **IT IS SO STIPULATED AND AGREED.**

20 Dated: September 9, 2019

Respectfully submitted,

LATHAM & WATKINS LLP

22 By: /s/ Jason M. Ohta
23 Jason M. Ohta

24 *Attorneys for Defendants Adventist Health,*
25 *San Joaquin Community Hospital,*
Robert Beehler, Kurt Hoekendorf,
26 *Scott Reiner and William Brent Soper*

1 Dated: September 9, 2019

CLAYPOOL LAW FIRM

2 By: /s/ Brian E. Claypool
3 Brian E. Claypool

4 *Attorneys for Plaintiffs Thomas Reilly,*
5 *Garrett Lee, Kevin Schmidt and Terry Hilliard*

6 Dated: September 9, 2019

MCNICHOLAS & MCNICHOLAS, LLP

7 By: /s/ Jeffrey R. Lamb
8 Jeffrey R. Lamb

9 *Attorneys for Plaintiffs Thomas Reilly,*
10 *Garrett Lee, Kevin Schmidt and Terry Hilliard*

11
12 **ORDER**

13 Pursuant to the parties' above stipulation (Doc. 32), the Mandatory Scheduling
14 Conference currently set for October 8, 2019, is CONTINUED to November 26, 2019, at 10:30
15 a.m. in Courtroom 7 (SKO) before Magistrate Judge Sheila K. Oberto. The parties SHALL file
16 their joint scheduling report by no later than November 19, 2019.

17 IT IS SO ORDERED.

18
19 Dated: **September 10, 2019**

/s/ Sheila K. Oberto
20 UNITED STATES MAGISTRATE JUDGE