

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

ESTATE OF BALJIT SINGH, et al.,	)	Case No.S:09-CV-01439 JAM-JFM
	)	
Plaintiffs,	)	<b><u>AMENDED PRETRIAL</u></b>
	)	<b><u>CONFERENCE ORDER</u></b>
v.	)	
	)	
COUNTY OF SACRAMENTO, et al.,	)	
	)	
Defendants.	)	

Pursuant to court order, a Pretrial Conference was held on February 22, 2013 before Judge John Mendez. Stewart L. Katz and Joseph C. George, Sr. appeared as counsel for plaintiffs; Robert F. Tyler and Steven J. Williamson appeared as counsel for defendants. After hearing, the court makes the following findings and orders:

I. JURISDICTION/VENUE

Jurisdiction is predicated upon 28 U.S.C. §§ 1331 and 1343, and has previously been found to be proper by order of this court, as has venue. Those orders are confirmed.

II. JURY/NON-JURY

Both parties have made a timely demand for a jury trial.

///

1                                    III. STATEMENT TO BE READ TO JURY

2            Seven (7) days prior to trial the parties shall E-file a joint  
3 statement of the case that may be read to the jury at the beginning  
4 of jury selection.

5                                    IV. UNDISPUTED FACTS

6            Plaintiffs' and Defendants' Undisputed Facts:

7            1. Jail Psychiatric Services (JPS) provides mental health  
8 services to the inmates at the Sacramento County Main Jail.

9            2. Jail Psychiatric Services (JPS) is run by the University  
10 of California Davis Medical Center and provided those services  
11 pursuant to a contract with Sacramento County.

12           3. At the relevant times Gregory Sokolov, MD was the Medical  
13 Director of JPS.

14           4. At the relevant times Paul Hendricks, RN was the Clinical  
15 Director of JPS.

16           5. At the relevant times Robert E. Hales, MD was the  
17 chairman of the UC Davis Department of Psychology, which operates  
18 JPS.

19           6. L. Michael Tompkins, Ed.D was a psychologist at the  
20 Sacramento County Main Jail working for JPS at the relevant times.

21           7. Amarjit Singh is the widow of Baljit Singh.

22           8. Baljit Singh died by way of suicide on March 14, 2008.  
23 At the time of his death, Baljit Singh was a pretrial detainee at  
24 the Sacramento County Main Jail.

25           9. Plaintiffs Prabjit Singh Dhanda, Jasjit Kaur Dhanda,  
26 Sukhjit Kaur Dhanda and Davanjit Singh Dhanda are the surviving  
27 children of Baljit Singh.

28

1 10. Donna Champeau, RN at the relevant times was a Registered  
2 Nurse working for JPS. She died prior to the filing of this suit.

3 11. The Sacramento County Main Jail is operated by the  
4 Sacramento County Sheriff's Department. The custodial staff is  
5 employed by the Sacramento County Sheriff's Department, as were the  
6 non-mental health healthcare professionals.

7 12. Decedent Baljit Singh was arrested on March 5, 2008 and  
8 booked into the Sacramento County Main Jail.

9 13. Decedent, Baljit Singh, was then transferred to and then  
10 hospitalized at U.C. Davis Medical Center between March 5, 2008,  
11 and March 10, 2008 for pancreatitis and alcohol withdrawal.

12 14. During Singh's March 2008 hospitalization at UCDMC  
13 between the 5<sup>th</sup> and the 10th, he received psychotropic medications,  
14 including Risperdal and Seroquel.

15 15. Baljit Singh was seen at the U.C. Davis Medical Center  
16 Emergency Room on March 13, 2008, through March 14, 2008.

17 16. Paul Hendricks, RN was the direct supervisor of Donna  
18 Champeau, RN and L. Michael Tompkins, Ed.D at the relevant times.

19 V. DISPUTED FACTUAL ISSUES

20 Plaintiffs' and Defendants' Disputed Facts:

21 1. Whether or not Baljit Singh attempted suicide on March  
22 13, 2008.

23 2. Whether or not Donna Champeau as of March 14, 2008, was  
24 aware of any prior suicide attempts by Baljit Singh.

25 3. Whether or not Donna Champeau was aware as of March 14,  
26 2008, that Baljit Singh had any psychiatric hospitalizations.

27 4. Whether or not Baljit Singh had requested to see a JPS  
28 psychiatrist in March of 2008.

- 1           5.    Whether or not such a visit was scheduled for him.
- 2           6.    Whether or not on March 14, 2008, Baljit Singh should
- 3 have been on suicide precautions.
- 4           7.    Whether or not Baljit Singh had at least three suicide
- 5 attempts prior to March 14, 2008.
- 6           8.    Whether or not any JPS clinician knew that or should have
- 7 known Singh had been hospitalized at UC Davis Medical Center
- 8 between March 5, 2008 through March 10, 2008.
- 9           9.    Whether such knowledge would have made any difference in
- 10 their actions.
- 11          10.   Whether any de facto policy exists within JPS to not
- 12 obtain readily available outside medical records on inmates they
- 13 are seeing.
- 14          11.   Whether or not Champeau's suicide evaluation on March 14,
- 15 2008, was adequate or constitutionally deficient.
- 16          12.   Whether or not Tompkins did any form of suicide
- 17 assessment of Baljit Singh on March 14, 2008.
- 18          13.   How much time Tompkins spent interacting with Baljit
- 19 Singh on March 14, 2008.
- 20          14.   Whether or not Dr. Sokolov and/or RN Hendricks removed
- 21 documents from Singh's JPS file following his death in anticipation
- 22 of litigation.
- 23          15.   Whether or not Hendricks, Sokolov and/or Hales ratified
- 24 Champeau's interactions with Singh.
- 25          16.   Whether or not Hendricks, Sokolov and/or Hales ratified
- 26 Tompkins' interactions with Singh.
- 27          17.   Whether or not Hendricks, Sokolov and/or Hales adequately
- 28 reviewed the JPS interactions with Singh in March of 2008.

1           18. Whether or not Tompkins was deliberately indifferent in  
2 his interaction with Singh.

3           19. Whether or not Sokolov's actions regarding Singh's death  
4 were deliberately indifferent.

5           20. Whether or not Hendricks' actions regarding Singh's death  
6 were deliberately indifferent.

7           21. Whether or not Hales' actions regarding Singh's death  
8 were deliberately indifferent.

9           22. The contents of the telephone conversation that occurred  
10 between decedent and plaintiff Amarjit Singh shortly after he was  
11 last seen by JPS clinician, Dr. Tompkins.

12           23. Mr. Singh's mental status, and specifically the level of  
13 his suicidal intent from when he was first seen by a JPS clinician  
14 on March 13, 2008 and his death.

15           24. Nature and extent of the relationship between the  
16 plaintiffs, and each of them, and the decedent

17           25. Whether the decedent held any suicidal ideation or intent  
18 at the time Ms. Champeau saw him.

19           26. Whether the decedent held any suicidal ideation or intent  
20 at the time Dr. Tompkins saw him.

21           27. Whether decedent was properly evaluated by Ms. Champeau  
22 for suicidal ideation.

23           28. Whether decedent was properly cleared by Ms. Champeau to  
24 return to the jail's general population.

25           29. Whether Ms. Champeau was "deliberately indifferent" to  
26 decedent's needs in clearing him to return to general population in  
27 the early morning of March 14, 2008.

28           30. Whether defendants Sokolov, Hales, and/or Hendricks were

1 "deliberately indifferent" in determining to not discipline Ms.  
2 Champeau due to her actions with regard to the decedent.

3 31. Whether defendants Sokolov, Hales, and/or Hendricks were  
4 "deliberately indifferent" in determining not to discipline  
5 defendant Dr. Tompkins due to his actions with regard to the  
6 decedent.

7 32. Whether defendants Hales and/or Hendricks believed in  
8 good faith, after their review of the chart that there was no  
9 reason to discipline or counsel either Ms. Champeau or defendant  
10 Tompkins.

11 33. Whether defendants Sokolov, Hendricks and/or Hales  
12 believed in good faith that their supervision of defendant Tompkins  
13 and Ms. Champeau was not "deliberately indifferent" and met all  
14 applicable constitutional standards.

15 34. What information is contained in a CATS printout.

16 VI. DISPUTED EVIDENTIARY ISSUES

17 Plaintiffs' and Defendants' Disputed Disputed Evidentiary  
18 Issues:

19 It is anticipated that there will be multiple issues regarding  
20 the relevance of various specific items of proof related to various  
21 of the disputed facts stated above, which will be the subject of  
22 various *in limine* and trial evidentiary objections.

23 1. Plaintiffs will move to exclude or circumscribe the  
24 testimony of Dr. David Arenson a retained expert whom the  
25 defendants apparently intend to call regarding the life expectancy  
26 of Baljit Singh prior to his death. Plaintiffs will challenge  
27 whether Dr. Arenson has either the expertise or reviewed sufficient  
28 data to give such an actuarial opinion.

1           2.    Plaintiffs will move to exclude Dr. Metzner or any other  
2 expert giving an opinion based upon the double hearsay accounts of  
3 the last telephone conversation between Baljit Singh and his wife  
4 Amarjit Singh. The conversation was recorded and the testimony of  
5 both the surviving participant in that call and the hearsay  
6 declarant whom the defense investigator claims to have interviewed  
7 testified and signed a declaration seemingly inconsistent with the  
8 investigator's account upon which Dr. Metzner's opinion rests.

9           3.    Plaintiffs will move to exclude any explanation as to  
10 why, Lori Severance believes she told defendant L. Michael  
11 Tompkins, prior to his seeing Singh, that she thought that Tompkins  
12 should have Singh admitted to the in-patient psychiatric unit.

13           4.    Defendants will move to exclude the evidence concerning  
14 the circumstances of JPS employee Donna Champeau R.N.'s termination  
15 from JPS employ in December, 2008.

16           5.    Defendants will move to exclude the evidence concerning  
17 the JPS clinician Donna Champeau, R.N.'s prior and subsequent  
18 problems with alcohol, including the suspension of her nursing  
19 license by the California Board of Registered Nursing between 1999  
20 and 2001.

21           6.    Defendants will move to exclude the evidence of,  
22 questions, reference to, or argument about statements made by Lori  
23 Severance, LCSW to defendant Tompkins, as he left to interview  
24 Singh, that Singh should be placed on "2P". (See also, 5, above.)

25           7.    Defendants will move to exclude any evidence of,  
26 questions, reference to, and/or argument or inference that Mr.  
27 Singh had made and secreted a ligature in his cell sometime before  
28 his suicide.

1 8. Defendants will move to exclude any evidence, inference,  
2 question, and/or argument concerning a phone conversation between  
3 Lori Severance and defendant Sokolov in which she requested Mr.  
4 Singh be seen in clinic on an "expedited" basis to assess his need  
5 for psychotropic medications.

6 9. Defendants will move to exclude any evidence or argument  
7 concerning the phone conversation between Lori Severance and  
8 defendant Hendricks in which she requested Mr. Singh be seen in  
9 clinic on an "expedited" basis to assess his need for psychotropic  
10 medications.

11 10. Defendants will move to exclude any evidence regarding  
12 argument and/or inference that one or more of the defendants  
13 destroyed a progress note made by Lori Severance concerning her  
14 purported telephone conversations with defendant Sokolov and  
15 Hendricks on 3/13/08 that might have been in Mr. Singh's JPS at the  
16 time of his death.

17 11. Defendants will move to exclude any evidence regarding  
18 argument and or inference that one or more of the defendants  
19 destroyed a recent CATS printout that might have been in Mr.  
20 Singh's JPS files at the time of his death.

21 12. Defendants will move to exclude any testimony,  
22 questioning, or assertions of policies allegedly extant in one or  
23 more California county jail system concerning or requiring that an  
24 inmate engaging in any form of suicidal behavior be placed on 24  
25 hour (or more) suicide precautions.

26 VII. RELIEF SOUGHT

27 Plaintiffs seek to recover damages resulting from the death by  
28 suicide. They also seek punitive damages against the individual



1 defendants as well as attorneys' fees arising from this litigation.

2 VIII. POINTS OF LAW

3 Trial briefs shall be E-filed with the court no later than  
4 seven (7) days prior to the date of trial, i.e., April 1, 2013. Any  
5 points of law not previously argued to the Court should be briefed  
6 in the trial briefs.

7 IX. ABANDONED ISSUES

8 Plaintiffs are abandoning (as an issue in the federal trial  
9 only) the State Law claims for wrongful death pursuant to  
10 California Civil Code Section 377.60 based upon Negligent  
11 Supervision and Retention (which this Court found to be a viable  
12 action as to defendants Paul Hendricks and Robert Hales) and the  
13 claim based on the Failure to Summon Medical Aid under California  
14 Government Code Section 845.6 (against L. Michael Tompkins).

15 Plaintiffs are abandoning these issues based upon tactical  
16 considerations as opposed to questioning the merits or their  
17 likelihood of prevailing on these claims.

18 All defendants hereby waive the following affirmative  
19 defenses: Third Affirmative Defense (assumption of the risk);  
20 Eighth Affirmative Defense (negligence of third parties); Ninth  
21 Affirmative Defense (failure to join indispensable parties under  
22 California's wrongful death statute); and the Tenth Affirmative  
23 Defense (fatal uncertainty of plaintiffs' claims); Eleventh and  
24 Twelfth Affirmative Defenses (MICRA defenses applicable to medical  
25 negligence claims under California law, i.e., California Civil Code  
26 section 3333.2 and California Code of Civil Procedure section  
27 667.7). All defendants also partially waive their Sixth  
28 Affirmative Defense (comparative fault) but only insofar as same

1 pertains to the actions of any of the minor plaintiffs,  
2 specifically retaining that defense as to plaintiff Amarjit Singh  
3 and the decedent. Defendant Tompkins hereby abandons all portions  
4 of his Thirteenth Affirmative Defense save and except California  
5 Government Code section 855.6 (failure to make adequate mental  
6 examinations), and California Government Code section 855.8  
7 (diagnosing or failing to diagnose mental illness or addiction).  
8 Defendants Hales, Sokolov, and Hendricks hereby waive their  
9 Thirteenth Affirmative Defense (state law immunities), save and  
10 except their immunity from plaintiffs' state law claims under  
11 California Government Code section 820.2 (discretionary acts); and,  
12 California Government Code section 820.8 (no liability for acts or  
13 omissions of others).

14 X. WITNESSES

15 Plaintiffs' witness list is attached to this Pretrial  
16 Conference Order as Exhibit A.

17 Defendants' witness list is attached to this Pretrial  
18 Conference Order as Exhibit B.

19 Each party may call a witness designated by the other.

20 A. No other witnesses will be permitted to testify unless:

21 (1) The party offering the witness demonstrates that the  
22 witness is for the purpose of rebutting evidence which could not be  
23 reasonably anticipated at the Pretrial Conference, or

24 (2) The witness was discovered after the Pretrial  
25 Conference and the proffering party makes the showing required in  
26 "B" below.

27 B. Upon the post-Pretrial discovery of witnesses, the  
28 attorney shall promptly inform the court and opposing parties of

1 the existence of the unlisted witnesses so that the court may  
2 consider at trial whether the witnesses shall be permitted to  
3 testify. The evidence will not be permitted unless:

4 (1) The witnesses could not reasonably have been  
5 discovered prior to Pretrial;

6 (2) The court and opposing counsel were promptly  
7 notified upon discovery of the witnesses;

8 (3) If time permitted, counsel proffered the witnesses  
9 for deposition;

10 (4) If time did not permit, a reasonable summary of the  
11 witnesses' testimony was provided opposing counsel.

12 XI. EXHIBITS, SCHEDULES AND SUMMARIES

13 Plaintiffs' exhibit list is attached to this Pretrial  
14 Conference Order as Exhibit C.

15 Defendants' exhibit list is attached to this Pretrial  
16 Conference Order as Exhibit D.

17 Each party may use an exhibit designated by the other.

18 A. No other exhibits will be permitted to be introduced  
19 unless:

20 (1) The party proffering the exhibit demonstrates that  
21 the exhibit is for the purpose of rebutting evidence which could  
22 not be reasonably anticipated at the Pretrial Conference, or

23 (2) The exhibit was discovered after the Pretrial  
24 Conference and the proffering party makes the showing required in  
25 paragraph "B," below.

26 B. Upon the post-Pretrial discovery of exhibits, the  
27 attorneys shall promptly inform the court and opposing counsel of  
28 the existence of such exhibits so that the court may consider at

1 trial their admissibility. The exhibits will not be received  
2 unless the proffering party demonstrates:

3 (1) The exhibits could not reasonably have been  
4 discovered prior to Pretrial;

5 (2) The court and counsel were promptly informed of  
6 their existence;

7 (3) Counsel forwarded a copy of the exhibit(s) (if  
8 physically possible) to opposing counsel. If the exhibit(s) may  
9 not be copied, the proffering counsel must show that he has made  
10 the exhibit(s) reasonably available for inspection by opposing  
11 counsel.

12 As to each exhibit, each party is ordered to exchange copies  
13 of the exhibit not later than fourteen (14) days before trial.  
14 Each party is then granted five (5) days to file and serve  
15 objections to any of the exhibits. In making the objection, the  
16 party is to set forth the grounds for the objection. The parties  
17 shall pre-mark their respective exhibits in accord with the Court's  
18 Pretrial Order. Exhibit stickers may be obtained through the  
19 Clerk's Office. An original and one (1) copy of the exhibits shall  
20 be presented to Harry Vine, Deputy Courtroom Clerk, at 8:30 a.m. on  
21 the date set for trial or at such earlier time as may be agreed  
22 upon. Mr. Vine can be contacted at (916) 930-4091 or via e-mail  
23 at: [hvine@caed.uscourts.gov](mailto:hvine@caed.uscourts.gov). As to each exhibit which is not  
24 objected to, it shall be marked and may be received into evidence  
25 on motion and will require no further foundation. Each exhibit  
26 which is objected to will be marked for identification only.

27 ///

28 ///

1 XII. DISCOVERY DOCUMENTS

2 Plaintiffs' Discovery Documents' List:

3 1. Deposition of Jeffrey Metzner, MD dated May 31, 2012,  
4 (DT 60:1-7; 52:3-14);

5 2. Depositions of Gregory Sokolov dated November 15, 2011,  
6 and December 8, 2011, (DT 40:12-21; 158:17-159:1; 60:24-61:22;  
7 46:23-49:8; 146:4-9; 270:20-272:23; 67:5-15; 223:5-225:25; 228:3-  
8 21; 29:24-31:7; 220:4-221:2; 140:1-141:21);

9 3. Deposition of Robert Hales, MD dated January 24, 2012,  
10 (DT 89:18-20; 136:5-137:17);

11 4. Deposition of Michael Tompkins Ed.D dated January 23,  
12 2012, (DT 12:5-19; 36:4-21; 42:9-43:5; 62:10-23; 12:10-14:11;  
13 15:16-24; 16:3-17:20; 56:13-57:25; 43:6-15; 60:13-63:20; 12:10-  
14 14:11; 15:16-24);

15 5. Deposition of Paul Hendricks RN dated January 27, 2012,  
16 (DT 51:11-52:4; 19:13-20:19; 32:20-33:21; 84:3-8; 82:15-19; 95:15-  
17 22; 102:25-103:17; 19:13-20:19; 124:19-125:21; 32:25-33:3; 36:10-  
18 37:6; 32:25-33:3; 36:10-37:6); and

19 6. Deposition of Peter Dietrich, MD dated February 28, 2012,  
20 (DT 81:2-86:20; 86:20-87:21; 4:14-15; 12:24-16:23; 19:1-17; 20:12-  
21 17; 72:21-75:10; 75:15-77:5; 81:22-83:25; 85:3-85:20; 86:6-11;  
22 93:11-94:2; 97:9-98:17; 101:18-102:11.

23 Defendants anticipate producing as affirmative evidence, each  
24 of the eleven Requests for Admissions that all plaintiffs have  
25 admitted, to wit:

26 1. That they sought a TRO against decedent on 12/22/06  
27 precluding contacts with any of the plaintiffs or with Autar Singh;

28 2. That a true and accurate copy of that TRO is Exhibit Q);

1           3.     That on May 10, 2007, plaintiffs applied for a TRO  
2 against decedent asking that he be precluded from contact with any  
3 of them that he be removed from the family home;

4           4:     That a true and accurate copy of that TRO application is  
5 Exhibit R;

6           5.     That in May of 2007 decedent attempted to strangle  
7 plaintiff Prabjit Singh;

8           6.     That on September 10, 2007, plaintiffs applied for a TRO  
9 against decedent asking that he be precluded from any future  
10 contact or visitation either with any of them, or with his mother,  
11 Autar, and that he be forced to move from the family home;

12          7.     That Exhibit S is a true and accurate copy of that  
13 application;

14          8.     That on the basis of that last TRO application, a TRO to  
15 that same effect was entered against decedent by the Sacramento  
16 Superior Court;

17          9.     That a permanent restraining order to the same effect was  
18 entered by the Sacramento County Superior Court on October 3, 2007,  
19 which additionally gave sole custody of the plaintiff children in  
20 favor of plaintiff Amarjit Singh;

21          10.    That Exhibit T is a true and accurate copy of that  
22 permanent injunction; and

23          11.    That that permanent injunction remained in full force and  
24 effect at the time of decedent's death. Except as is stated above,  
25 the parties do not anticipate the use of any discovery documents  
26 except for the purposes of impeachment, the present need for which  
27 is presently unknown.

28     ///

1                                   XIII. FURTHER DISCOVERY OR MOTIONS

2           Pursuant to the court's Status Conference Order, all discovery  
3 and law and motion was to have been conducted so as to be completed  
4 as of the date of the Pretrial Conference. That order is  
5 confirmed. The parties are free to do anything they desire  
6 pursuant to informal agreement. However, any such agreement will  
7 not be enforceable in this court.

8                                   XIV. STIPULATIONS

9           The parties stipulate to the foundational prerequisites of the  
10 various medical records, educational records, and police records  
11 listed in their respective Exhibit Lists.

12           The parties will continue to discuss ways to simplify and  
13 streamline the action which may include a stipulation(s) for the  
14 jury.

15                                  XV. AMENDMENTS/DISMISSALS

16           As discussed above, Plaintiffs are abandoning several causes  
17 of action.

18                                  XVI. FURTHER TRIAL PREPARATION

19           A. Counsel are directed to Local Rule 285 regarding the  
20 contents of trial briefs. Such briefs should be E-filed seven (7)  
21 days prior to trial, i.e., April 1, 2013.

22           B. Counsel are further directed to confer and to attempt to  
23 agree upon a joint set of jury instructions. The joint set of  
24 instructions shall be lodged via ECF with the court clerk seven (7)  
25 calendar days prior to the date of the trial, i.e., April 1, 2013,  
26 and shall be identified as the "Jury Instructions Without  
27 Objection." As to instructions as to which there is dispute the  
28 parties shall submit the instruction(s) via ECF as its package of

1 proposed jury instructions three days before trial, i.e., April 5,  
2 2013. This package of proposed instructions should not include the  
3 "Jury Instructions Without Objection" and should be clearly  
4 identified as "Disputed Objections" on the proposed instructions.

5 The parties shall e-mail a set of all proposed jury  
6 instructions in word or wpd format to the Court's Judicial  
7 Assistant, Jane Klingelhoets, at: [jklingelhoets@caed.uscourts.gov](mailto:jklingelhoets@caed.uscourts.gov).

8 C. It is the duty of counsel to ensure that any deposition  
9 which is to be used at trial has been lodged with the Clerk of the  
10 Court pursuant to Local Rule 133(j). The depositions shall be  
11 lodged with the court clerk seven (7) calendar days prior to the  
12 date of the trial. Counsel are cautioned that a failure to  
13 discharge this duty may result in the court precluding use of the  
14 deposition or imposition of such other sanctions as the court deems  
15 appropriate.

16 D. The parties are ordered to E-file with the court and  
17 exchange between themselves not later than one (1) week before the  
18 trial a statement designating portions of depositions intended to  
19 be offered or read into evidence (except for portions to be used  
20 only for impeachment or rebuttal).

21 E. The parties are ordered to E-file with the court and  
22 exchange between themselves not later than one (1) week before  
23 trial the portions of Answers to Interrogatories and Requests for  
24 Admission which the respective parties intend to offer or read into  
25 evidence at the trial (except portions to be used only for  
26 impeachment or rebuttal).

27 F. Each party may submit proposed voir dire questions the  
28 party would like the court to put to prospective jurors during jury



1 selection. Proposed voir dire should be submitted via ECF one (1)  
2 week prior to trial.

3 G. Each party may submit a proposed verdict form that the  
4 party would like the Court to use in this case. Proposed verdict  
5 forms should be submitted via ECF one (1) week prior to trial.

6 H. In limine motions shall be E-filed separately at least  
7 fifteen (15) days prior to trial, i.e., March 24, 2013. Opposition  
8 briefs shall be E-filed ten (10) days prior to trial, i.e., March  
9 29, 2013. No reply briefs may be filed.

10 XVII. SETTLEMENT NEGOTIATIONS

11 No further formal Settlement Conference will be set in this  
12 case.

13 XVIII. AGREED STATEMENTS

14 See paragraph III, *supra*.

15 XIX. SEPARATE TRIAL OF ISSUES

16 Plaintiffs are seeking to bifurcate the liability and damages  
17 portion of the trial. Defendants request that the issue of the  
18 amount of any award for punitive damages, assuming that such are  
19 found to lie by the jury, should be bifurcated and tried separately  
20 from, and following the rendition of the judgment finding such  
21 damages awardable. These requests for bifurcation are denied.

22 XX. IMPARTIAL EXPERTS/LIMITATION OF EXPERTS

23 This is not appropriate for this case.

24 XXI. ATTORNEYS' FEES

25 The matter of the award of attorneys' fees to prevailing  
26 parties pursuant to statute will be handled by motion in accordance  
27 with Local Rule 293.

28 ///

1 XXII. MISCELLANEOUS

2 A Punjabi interpreter will be necessary for witness Autar Singh,  
3 the decedent's mother. A Punjabi interpreter may be required for  
4 plaintiff Amarjit Singh, the decedent's widow. The party requiring  
5 an interpreter will be responsible for scheduling the interpreter's  
6 appearance at trial.

7 Plaintiffs will present some of the deposition portions  
8 identified on page 13 of the Court's order by use of the videotape  
9 recording made of those depositions. That video shall of course be  
10 edited to only include the enumerated portions of the witnesses'  
11 testimony. Plaintiffs will submit the edited tape to the Court by  
12 April 1, 2013 to accompany the submission to the Court of the  
13 portions of deposition testimony to be read in to the record as  
14 called for in the Pretrial Order.

15 Defendants have provided the Court with what they believe is  
16 the "Non-Discovery Motion History" of this case:

17 The various County defendants made motions for summary  
18 judgment, which were each granted by this court on November 7,  
19 2012. The present defendants (hereinafter "JPS defendants," i.e.,  
20 defendants Hales, Hendricks, Sokolov and Tompkins) filed summary  
21 judgment motions which were adjudicated by this court as follows:

22 1. Plaintiffs' claims that the Jail Psychiatric Services  
23 (JPS) suicide program is constitutionally deficient (Causes of  
24 Action I, II, and IV as against Defendants Hales, Sokolov and  
25 Hendricks) - MSJ/MSA granted;

26 2. That defendants Hales, Hendricks and Sokolov were  
27 deliberately indifferent (i.e., constitutionally deficient) in  
28 their hiring, retention, training and supervision of JPS employees

1 Champeau and Tompkins - MSJ/MSA granted;

2 3. That defendants Hales, Hendricks and Sokolov deliberately  
3 indifferently ratified the alleged derelictions of JPS clinicians  
4 Champeau and Tompkins (Causes of Action I and IV) - MSJ/MSA denied;

5 4. Deliberate indifference in psychiatric care as to  
6 defendant Tompkins for alleged failure to do a more thorough  
7 suicide assessment and remove decedent from general population  
8 (Cause of Action I) - MSJ/MSA denied;

9 5. Defendant Sokolov's alleged deliberate indifference in  
10 failing to grant a request for expedited handling of Mr. Singh's  
11 situation (no allegations in complaint) - MSJ/MSA granted.

12 6. Defendant Tompkins' alleged violation of California  
13 Government Code section 845.6 (Cause of Action V.b) - MSJ/MSA  
14 denied;

15 7. State law claims regarding negligent supervision,  
16 training, hiring and retention of JPS clinician Champeau and  
17 Tompkins (Defendants Hales, Hendricks and Sokolov - Cause of Action  
18 V.a) - MSJ/MSA granted as to defendant Sokolov, MSJ/MSA denied as  
19 to defendant Hales and Hendricks;

20 8. Defendant Sokolov's alleged professional negligence for  
21 failing to grant request for expedited handling of Mr. Singh's  
22 situation (no allegations in complaint) - no ruling, as issue not  
23 properly before the Court;

24 9. Professional negligence of defendant Tompkins in his  
25 interactions with decedent Singh (no allegations in complaint) - no  
26 ruling, as issue not properly before the Court;

27 10. Plaintiffs' spoliation claim against defendants Hendricks  
28 and Sokolov - MSJ/MSA granted; and

1 11. Alleged unconstitutional "de facto" policy of failing to  
2 have JPS clinicians obtain all "readily available medical  
3 information" on inmates they were treating or assessing (defendants  
4 Hales, Sokolov and Hendricks - Cause of Action III) - MSJ/MSA  
5 denied.

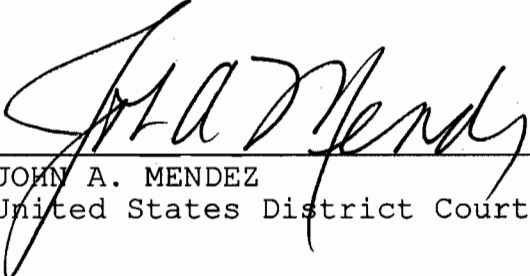
6 XXIII. ESTIMATE OF TRIAL TIME/TRIAL DATE

7 The parties estimate nine (9) to ten (10) court days for  
8 trial.<sup>1</sup> Trial will commence on April 8, 2013, at 9:00 a.m.

9 Counsel are to call Harry Vine, Courtroom Deputy, at  
10 (916) 930-4091, one week prior to trial to ascertain the status of  
11 the trial date.

12 IT IS SO ORDERED.

13 DATED: March 1, 2013.

14  
15   
16 \_\_\_\_\_  
17 JOHN A. MENDEZ  
United States District Court Judge

18 <sup>1</sup> The Court denies Defendants' request to modify this estimate.  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

**EXHIBIT A: PLAINTIFFS' WITNESS LIST**

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

1. Amarjit Singh  
c/o Law Office of Stewart Katz  
555 University Avenue, Suite 270  
Sacramento, CA 95825
  
2. Prabjit Singh Dhanda  
c/o Law Office of Stewart Katz  
555 University Avenue, Suite 270  
Sacramento, CA 95825
  
3. Jasjit Kaur Dhanda  
c/o Law Office of Stewart Katz  
555 University Avenue, Suite 270  
Sacramento, CA 95825
  
4. Sukhjit Kaur Dhanda  
c/o Law Office of Stewart Katz  
555 University Avenue, Suite 270  
Sacramento, CA 95825
  
5. Davanjit Singh Dhanda  
c/o Law Office of Stewart Katz  
555 University Avenue, Suite 270  
Sacramento, CA 95825
  
6. Autur Singh  
c/o Law Office of Stewart Katz  
555 University Avenue, Suite 270  
Sacramento, CA 95825
  
7. Dr. Robert Hales  
c/o Wilke, Fleury, Hoffelt, Gould & Birney, LLP  
400 Capitol Mall, 22<sup>nd</sup> Floor  
Sacramento, CA 95814
  
8. Paul Hendricks  
c/o Wilke, Fleury, Hoffelt, Gould & Birney, LLP  
400 Capitol Mall, 22<sup>nd</sup> Floor  
Sacramento, CA 95814
  
9. Dr. Gregory Sokolov  
c/o Wilke, Fleury, Hoffelt, Gould & Birney, LLP  
400 Capitol Mall, 22<sup>nd</sup> Floor  
Sacramento, CA 95814

- 1 10. L. Michael Tompkins  
2 c/o Wilke, Fleury, Hoffelt, Gould & Birney, LLP  
3 400 Capitol Mall, 22<sup>nd</sup> Floor  
4 Sacramento, CA 95814
- 5 11. Richard Hayward, Ph.D.  
6 1296 Woodside Road  
7 Redwood City, CA 94061
- 8 12. Emily A. Keram, M.D.  
9 1160 N. Dutton Ave., Suite 255  
10 Santa Rosa, CA 95401
- 11 13. Wendy Rene Garabedian, MD  
12 Santa Clara Med Ctr Room 7C065  
13 751 S. Bascon ave. Internal MED  
14 San Jose, CA 95128
- 15 14. Donna Jean Kinser, MD  
16 Dept. of Health Care Services  
17 1500 Capitol Ave., MS 2303  
18 Sacramento, CA 95814
- 19 15. Pouria Kashkouli, M.D.  
20 4150 V St., Ste. 3400  
21 Sacramento, CA 95817
- 22 16. Hazem Hashem, MD  
23 220 Brighton Circle  
24 Vacaville, CA 95687
- 25 17. Lori Jean Severance, LCSW  
26 c/o Wilke, Fleury, Hoffelt, Gould & Birney, LLP  
27 400 Capitol Mall, 22<sup>nd</sup> Floor  
28 Sacramento, CA 95814
18. Sadhana Unarie, Mental Health Assistant III  
Visions Unlimited  
6631 Main Avenue  
Orangevale, CA 95662
19. Cynthia Lopez  
Visions Unlimited  
6631 Main Avenue  
Orangevale, CA 95662

- 1 20. Jill Bloom, RN  
2 Visions Unlimited  
3 6631 Main Avenue  
4 Orangevale, CA 95662
- 5 21. *Jessica Nicole McNary, LVN*  
6 *c/o Wilke, Fleury, Hoffelt, Gould & Birney, LLP*  
7 *400 Capitol Mall, 22<sup>nd</sup> Floor*  
8 *Sacramento, CA 95814*
- 9 22. *Kathryn Newbold Thomas, CMA*  
10 *c/o Correctional Health Services*  
11 *Sacramento County Sheriff's Department*  
12 *711 G Street*  
13 *Sacramento, CA 95814*
- 14 23. *Sheriff Scott Jones*  
15 *c/o Sacramento County Sheriff's Department*  
16 *711 G Street*  
17 *Sacramento, CA 95814*
- 18 24. *AnnMarie Boylan*  
19 *c/o Correctional Health Services*  
20 *Sacramento County Sheriff's Department*  
21 *711 G Street*  
22 *Sacramento, CA 95814*
- 23 25. *Vashti Hutchinson*  
24 *Last known address: California Department of Corrections*
- 25 26. *Cindy Peterson, RN*  
26 *c/o Correctional Health Services*  
27 *Sacramento County Sheriff's Department*  
28 *711 G Street*  
*Sacramento, CA 95814*
- 29 27. Deputy Heather Emmons (Badge #1475)  
30 c/o Sacramento County Sheriff's Department  
31 711 G Street  
32 Sacramento, CA 95814
- 33 28. Sergeant Donald E. Vagt (Badge #14)  
34 c/o Sacramento County Sheriff's Department  
35 711 G Street  
36 Sacramento, CA 95814

- 1 29. Deputy Christopher Nelson (Badge #580)  
2 c/o Sacramento County Sheriff's Department  
3 711 G Street  
4 Sacramento, CA 95814
  
- 4 30. Deputy David Nofsinger (Badge #1495)  
5 c/o Sacramento County Sheriff's Department  
6 711 G Street  
7 Sacramento, CA 95814
  
- 7 31. Deputy Patrick Walker (Badge #979)  
8 c/o Sacramento County Sheriff's Department  
9 711 G Street  
10 Sacramento, CA 95814
  
- 10 32. Deputy Brian Moore (Badge #1007)  
11 c/o Sacramento County Sheriff's Department  
12 711 G Street  
13 Sacramento, CA 95814
  
- 13 33. Deputy Stephanie Jacoby (Badge #1391)  
14 c/o Sacramento County Sheriff's Department  
15 711 G Street  
16 Sacramento, CA 95814
  
- 16 34. Deputy Valerie Buehler (Badge #904)  
17 c/o Sacramento County Sheriff's Department  
18 711 G Street  
19 Sacramento, CA 95814

20  
21  
22  
23  
24  
25  
26  
27  
28



**EXHIBIT B: DEFENDANTS' WITNESS LIST**

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

1. Defendant Robert Hales, M.D. – Dr. Hales will discuss the contours of the JPS program, his review of the actions of Ms. Champeau and defendant Tompkins, the JPS policies and procedures regarding acquisition of outside medical records, and the reasons therefore, and his subjective state of mind regarding the events in question at the time they occurred.

2. Defendant Gregory Sokolov, M.D. – Dr. Sokolov will discuss the contours of the JPS program, his review of the actions of Ms. Champeau and defendant Tompkins, the JPS policies and procedures regarding acquisition of outside medical records, and the reasons therefore, and his subjective state of mind regarding the events in question at the time they occurred.

3. Defendant Paul Hendricks, R.N. – Mr. Hendricks will discuss the contours of the JPS program, his review of the actions of Ms. Champeau and defendant Tompkins, the JPS policies and procedures regarding acquisition of outside medical records, and the reasons therefore, and his subjective state of mind regarding the events in question at the time they occurred.

4. Defendant L. Michael Tompkins, Ed.D. - Dr. Tompkins will discuss the contours of the JPS program, his review of the actions of Ms. Champeau and defendant Tompkins, the JPS policies and procedures regarding acquisition of outside medical records, and the reasons therefore, and his subjective state of mind regarding the events in question at the time they occurred. Defendant Tompkins will also specifically discuss his interview with Mr. Singh, the materials that he reviewed prior to same, and both his subjective intent and thoughts regarding Mr. Singh’s level of suicidality and need for immediate psychiatric care and/or workup at the time he was saw him.

5. Autar Singh – Autar Singh is the mother of the decedent, and will testify concerning decedent’s prior suicide attempts as well as, his prior interactions with the plaintiff family and herself.

6. Nirmal Dhesi – Nirmal Desai is the sister of the decedent, and will testify concerning conversation she had with plaintiff Amarjit Singh following the decedent’s death in which plaintiff related to her the contents of the telephone conversation she had had with decedent just prior to his suicide. She will also testify concerning the reactions of plaintiffs Amarjit, Prabjit and Jasjit Singh to the decedent’s death. She will also testify concerning a conversation that she had with the decedent before his death as well as the circumstances surrounding decedent’s taking up residence with her and

1 her family in the winter of 2007-2008. Ms. Dhesei will also testify concerning her conversation with  
2 Amarjit Singh a few days prior to Mr. Singh's suicide concerning her potential divorce from the  
3 decedent. Last, Ms. Dhesei will testify concerning the actual source of payments for the expenses of  
4 decedent's funeral and burial.

5 7. Sukhmindar Dhesei – Ms. Dhesei is the cousin of the minor plaintiffs, and as the daughter  
6 of decedent's sister, Nirmal Dhesei, the decedent's niece. She will testify as to the circumstances  
7 surrounding the decedent's taking up residence at the Dhesei household in late 2007. She will also  
8 testify concerning the circumstances surrounding Mr. Singh's suicide attempt of January 2008, as well  
9 as the circumstances surrounding his later transport to hospital by the police department. Last, she  
10 will testify about the reactions and statements concerning the decedent made by plaintiffs Prabjit  
11 Singh and Jasjit Singh following the decedent's death.

12 8. Lori Severance, LCSW – Ms. Severance will testify concerning her interactions with  
13 Mr. Singh, including her completion of a "Mental Status Examination" and "Triage Assessment" on  
14 him on March 13, 2008.

15 9. Jeffrey Metzner, M.D. – Dr. Metzner is disclosed expert on behalf of the defendants,  
16 and will testify in accordance with the Rule 26 Disclosure previously submitted to this court, as well  
17 as in accordance with the declaration submitted by him in support of the defendants' motions for  
18 summary judgment. In particular, Dr. Metzner will talk of the adequacy of the assessments done of  
19 the decedent by Ms. Champeau and defendant Tompkins, as well as causation. Dr. Metzner will also  
20 give testimony on the adequacy of the JPS policies and practices on the acquisition of outside medical  
21 information on inmates who are being seen by JPS clinicians, as well as the merits of plaintiffs'  
22 contention regarding a purported "de facto" policy of not obtaining all "readily accessible" medical  
23 records on JPS' clients.

24 10. Sheriff's Deputy Melissa Telliano – Ms. Telliano will testify concerning her interview  
25 of Donna Champeau following the events in question.

26 11. Deputy Brian Moore – Deputy Moore will testify concerning the circumstances of Mr.  
27 Singh's suicide, and his actions and interactions with Mr. Singh immediately prior thereto.

28 12. Uma Zykofsky – Ms. Zykofsky is a County employee who will testify concerning what

1 information is and was contained on the CATS system regarding Mr. Singh.

2 13. Deputy Brian Nofsinger – Deputy Nofsinger was custody deputy on duty on Mr.  
3 Singh’s housing unit on the day of his suicide. He will testify concerning his interactions with Mr.  
4 Singh and Mr. Tompkins on that date, as well as Mr. Singh’s actions during the day.

5 14. Sgt. Donald Vagt – Sgt. Vagt is an officer in the Sacramento County Main Jail, and  
6 will authenticate the phone log showing that Mr. Singh made a phone call to his wife, plaintiff Amarjit  
7 Singh, at approximately 2:35 p.m. on the afternoon of 3/14/08.

8 15. Deputy Truong – Deputy Truong is a Sacramento County Sheriff who responded to the  
9 Singh residence in September of 2007, and took pictures of the physical injuries inflicted by decedent  
10 upon plaintiff Amarjit Singh and his mother, Autar Singh. Deputy Truong will authenticate those  
11 photographs, and discuss the circumstances of the domestic dispute that brought him to their  
12 residence.

13 16. Deputy M. Ball – Deputy Ball is a Sacramento County Deputy, who will testify  
14 concerning the circumstances surrounding her visit to the Singh household in September 2007, when  
15 she responded to a second domestic violence call.

16 17. Kelly Bunn – Deputy Bunn is a Sacramento County Deputy, who will testify  
17 concerning the circumstances surrounding her visit to the Singh household on September \_\_\_, 2007,  
18 when she responded to a domestic violence call. (Defendants anticipate using either Deputy Ball or  
19 Deputy Bunn, not both, depending on their relative availability.)

20 18. Laura Sender, LCSW – Ms. Sender is a clinical social worker at Sutter General  
21 Hospital, who will testify concerning her interactions with, as well as statements made by decedent  
22 Baljit Singh during his hospitalization for a drug and alcohol overdose in late January 2008.

23 19. Kevin Maxwell, M.D. – Dr. Maxwell is the personal physician for JPS clinician Donna  
24 Champeau, R.N. and will testify concerning her medical and emotional conditions both before and  
25 after the events in question herein.

26 20. David Arenson, M.D. – Dr. Arenson is an expert retained by defendants, and will  
27 testify concerning the nature and extent of decedent’s pancreatitis, the pain that he suffered as a result  
28 thereof, and his projected life expectancy, had the events in question not occurred.

1           21.     Sadhana Unarie, MHA – Ms. Unarie is a mental health associate at the Sacramento  
2 County Outpatient Mental Treatment Center, Visions. She will testify concerning her discussions  
3 with Mr. Singh regarding whether or not he was taking psychotropic medications in 2008 and her  
4 discussions with him about joining substance abuse treatment programs as well as Visions’ treatment  
5 plans following a visit on February 13, 2008, and the followup efforts she made with Mr. Singh as a  
6 result of same. She may also testify concerning the telephone call that she received from Ms.  
7 Severance, regarding Mr. Singh was actively on any type of psychotropic medications, as well as  
8 discussions she had with that worker regarding further efforts that would be necessary to obtain any of  
9 Mr. Singh’s underlying treatment records.

10           22.     Paula Valdez – Ms. Valdez is a worker for the Child Action Services of Sacramento  
11 County, and will testify concerning the decedent’s and plaintiffs’ receipt of childcare subsidies from  
12 Sacramento County both before and after the events in question.

13           23.     Donna Kinser, M.D. – Dr. Kinser is the emergency room physician at UC Davis  
14 Medical Center who attended Mr. Singh on the night of March 13, 2012 – she will testify concerning  
15 her interactions with Mr. Singh, the diagnosis she made of Mr. Singh, and her impressions and  
16 recommendations regarding Mr. Singh. She will also testify concerning the reports and instructions  
17 she made with regard to Mr. Singh, as well as her availability for contact, had anyone wished to do so  
18 over the following day

19           24.     Pouria Kashkouli, M.D. – Dr. Kashkouli was one of the attending physicians for  
20 decedent Baljit Singh during his UCDMC hospitalization of 3/5/08-3/10/08. He will testify  
21 concerning his treatment, assessment and impressions regarding Mr. Singh, as well as the preparation  
22 and intent of both his discharge instructions and his discharge summaries, as well as his general  
23 availability to discuss these matters with outside persons during the time period spanning the events in  
24 question.

25           25.     Tom Williams, RN – Mr. Williams is a Correctional Health Services nurse and will  
26 testify concerning his treatment of and interactions with Mr. Singh on March 13, 2008 and March 14,  
27 2008.

28           26.     Christopher Smith, MD – Dr. Smith is a Correctional Health Services physician and

1 will testify concerning his treatment of and interactions with Mr. Singh on 3/14/08.

2           27.     Deputy V. Buehler – Deputy Buehler will testify concerning his interactions with Mr.  
3 Singh during and following the “Ace bandage” episode on 3/13/08.

4           28.     Deputy K. Gouveia – Deputy Gouveia will testify concerning his interactions with  
5 decedent on the early morning hours of 3/14/08.

6           29.     Katherine Newbold, MA – Ms Newbold is a Correction Helath Services Medical  
7 Assistant and will testify concerning the events surrounding decedent’s visit to the CHS nursing  
8 station for a dressing change at 19:25 on 3/14/08.

9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

**EXHIBIT C: PLAINTIFFS' EXHIBIT LIST**

1. Deputy Emmons' Rope/Ligature Report (Plaintiffs' MSJ Exhibit 11)
2. Rope/Ligature Photo (Plaintiffs' MSJ Exhibit 12)
3. Deputy Nelson's Rope/Ligature Report (Plaintiffs' MSJ Exhibit 13)
4. PF-5 Singh Movement History (Plaintiffs' MSJ Exhibit 14)
5. Safety Cell/Segregation Cell Log Sheet, 3-14-08 (Plaintiffs' MSJ Exhibit 28)
6. 4 West Logbook, 3-14-08 for B Nights (Plaintiffs' MSJ Exhibit 30)
7. Sacramento Sheriff's Department Operations Order 10/5, Suicide Prevention Program (Plaintiffs' MSJ Exhibit 31)
8. Singh's purported JPS file (Plaintiffs' MSJ Exhibit 42)
9. Baljit Singh Death Report (Medical Review) - Dr. Peter Dietrich (Plaintiffs' MSJ Exhibit 43)
10. Correctional Health Services Administrative Policy Number 1112-Medical Review of In-Custody Deaths (Plaintiffs' MSJ Exhibit 44)
11. 2007 Suicide Attempts or Self-Harm Incidents Update 6-30-08 (Plaintiffs' MSJ Exhibit 48)
12. Sacramento Sheriff's Department Operations Order 3/07, Medical Emergencies (Plaintiffs' MSJ Exhibit 17)
13. Medical Record Treatment Sheet, 3-14-08 (Plaintiffs' MSJ Exhibit 29)
14. Medical and Psychiatric Records from Methodist Hospital, 7500 Hospital Drive, Sacramento, CA 95823, for time period 09/07/98-02/06/08;
15. Medical and Psychiatric Records from Sutter Memorial/Sutter General Hospital, 2801 L Street, Sacramento, CA 95816, for time period 05/13/06 – 01/31/08
16. Medical Records from Midtown Medical Center, Victor Kyaw, MD., 3701 J Street, #201, Sacramento, CA 95816 for time period 09/14/05 – 03/03/08
17. Psychiatric Treatment Records from Sacramento County Mail Jail, Jail Psychiatric Services, 651 I Street, Sacramento, CA 95814, for time period 09/15/03 – 03/14/08
18. Plaintiffs' Sacramento County Sheriff's Department Med-Run form for 3-13-08.

- 1 19. Psychiatric Treatment Records from Sacramento County Mental Health Treatment  
2 Center, 2150 Stockton Blvd., Sacramento, CA 95817, for time period 12/09/05-  
3 01/28/08
- 4 20. Sacramento County Department of Health and Human Services Certificate of Death  
5 for Baljit Singh, dated 03/17/08 (Bates Stamp Number 1560)
- 6 21. Authorization to Release Medical Information forms and medical records for decedent  
7 from Victor A. Kyaw, MD, dated 10/20/06 – 10/22/06 (Bates Stamp Numbers 1728-  
8 1736)
- 9 22. Purchase Approval and Agreement with North Sacramento Funeral Home, dated  
10 03/15/08, in the amount of \$5,549.98 (Bates Stamp Number 1744)
- 11 23. (1) receipt for payment in the amount of \$1,000.00 and (1) receipt for payment in the  
12 amount of \$1001.00, payable to Gurdwara Dashmesh Darbar, dated 3/21/08 and  
13 2/21/09 (Bates Stamp Numbers 1745-1746)
- 14 24. Various color photographs of Baljit Singh and his family
- 15 25. Copies of cloths painted by Baljit Singh for his family  
16 (Bates Stamp Numbers 1801-1812)
- 17 26. 4 West Logbook, 3-14-08 for B Days (Plaintiffs' MSJ Exhibit 51)
- 18 27. L. Michael Tompkins 3-14-08 Progress Notes (Plaintiffs' MSJ Exhibit 55)
- 19 28. April 07 Suicide Training Power Point (Plaintiffs' MSJ Exhibit 60)
- 20 29. August 07 Suicide Training Power Point (Plaintiffs' MSJ Exhibit 61)
- 21 30. Jail Psychiatric Services Telephone Referral and After Hours Referral/ Contact, 3-14-08,  
22 1:45 (part of Deposition Exhibit 20) (Plaintiffs' MSJ Exhibit 65)
- 23 31. 7 East Logbook, 3-13-08 for B Days (Plaintiffs' MSJ Exhibit 67)
- 24 32. Sacramento Sheriff's Department Casualty Report # 08-0014383SD (Plaintiffs' MSJ  
25 Exhibit 68)
- 26 33. JPS Suicide Assessment-Baljit Singh, March 14, 2008 (Plaintiffs' MSJ Exhibit 69)
- 27 34. Correctional Health Services Administrative Policy Number 1412, Suicide Prevention  
28 2M-Joint Policy (Deposition Exhibit 100) (Plaintiffs' MSJ Exhibit 70)

- 1 35. Sacramento Sheriff's Department Receiving-Screening Form-Baljit Singh, 3-5-08
- 2 (Plaintiffs' MSJ Exhibit 73)
- 3 36. Correctional Health Services, Request For Provider Services, 3-10-08 (Plaintiffs' MSJ
- 4 Exhibit 74)
- 5 37. Request For Psychiatric Services-March 10, 2008 by Baljit Singh (Plaintiffs' MSJ
- 6 Exhibit 75)
- 7 38. Request For Psychiatric Services-March 11, 2008 by Baljit Singh (Plaintiffs' MSJ
- 8 Exhibit 76)
- 9 39. UC Davis Discharge Instructions-March 14, 2008 (Plaintiffs' MSJ Exhibit 77)
- 10 40. Jail Psychiatric Service-Outpatient Progress record 3-14-08- Champeau
- 11 (Plaintiffs' MSJ Exhibit 78)
- 12 41. JPS Initial Screening Assessment 3-13-08-Lori Severence (Plaintiffs' MSJ Exhibit 83)
- 13 42. Mental Status Exam 3-14-08-Champeau (Plaintiffs' MSJ Exhibit 84)
- 14 43. CATS Printout Singh – printed after 3-14-08 (Plaintiffs' MSJ Exhibit 85)
- 15 44. Suicide Prevention, Sacramento County Main Jail, Jail Psychiatric Services, Powerpoint
- 16 Presentation (Plaintiffs' MSJ Exhibit 92)
- 17 45. JPS Policy #1049, Suicide Prevention Program (Plaintiffs' MSJ Exhibit 93)
- 18 46. JPS Self-Inflicted Injury Report, 1<sup>st</sup> Quarter 2008 (Plaintiffs' MSJ Exhibit 95)
- 19 47. National Commission on Correctional Health Care (NCCHC) Standards for Health
- 20 Services in Jail, 2008, Suicide Prevention Program (Plaintiffs' MSJ Exhibit 96)
- 21 48. Suicide Prevention in Jails and Prisons, by Jeffrey Metzner, M.D. and Lindsay M. Hayes
- 22 (Plaintiffs' MSJ Exhibit 101)
- 23 49. JPS Policy #101, JPS Program Description (Plaintiffs' MSJ Exhibit 102)
- 24 50. Champeau Board of Nursing Accusation, Case No. 2010-359 (Plaintiffs' MSJ Exhibit
- 25 105)
- 26 51. Champeau Board of Nursing Decision, Case No. 99-26 (Plaintiffs' MSJ Exhibit 106)
- 27 52. JPS Outpatient Progress Note-3/13/07 sic – Lori Severance (Plaintiffs' MSJ Exhibit
- 28 107)



1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

- 53. Deposition Transcript of Amarjit Singh, dated February 10, 2011 (Plaintiffs' MSJ Exhibit 108)
- 54. Singh Jail Telephone Call Log (Plaintiffs' MSJ Exhibit 109)
- 55. Letter dated March 9, 2000 from Jeffrey Metzner to Frank Loge, Dept. of Medical Systems, County of Sacramento (Exhibit 3 to the Deposition of Jeffrey Metzner, dated May 31, 2012)
- 56. Practice Guideline for the Assessment and Treatment of Patients with Suicidal behaviors, published 11/2003 (Exhibit 4 to the Deposition of Jeffrey Metzner, dated May 31, 2012)
- 57. Evidence Chart/Summary of CATS evidence mental health treatment
- 58. Evidence Chart/Summary, Baljit Singh, March 2008 custody timeline
- 59. UC Davis Medical Records of Baljit Singh between March 5 and March 10, 2008
- 60. UC Davis Medical Records of Baljit Singh between March 13 and March 14, 2008
- 61. Visions Unlimited Psychiatric Treatment Records of Baljit Singh

1           **EXHIBIT D: DEFENDANTS' EXHIBITS – SCHEDULES AND SUMMARIES**

- 2           A.     Decedent Baljit Singh's JPS records
- 3           B.     Decedent Baljit Singh's records from UC Davis Medical Center, 3/5/08-3/10/08 and  
4 3/13/08
- 5           C.     Report by Laura Sender, MSW, 1/25/08
- 6           D.     Letter, undated, Amarjit Singh
- 7           E.     Child Action Network Notices concerning benefits payable to plaintiffs as a result of  
8 decedent's disability, dated 2/22/08 and 4/14/08
- 9           F.     Decedent's records from Sacramento County Outpatient Mental Health Treatment  
10 Center, Visions Unlimited
- 11          G.     Medical records of Donna Champeau, R.N. from the UC Davis Medical Group – Grass  
12 Valley
- 13          H.     Sacramento County Sheriff's Department Incident Report, dated 9/6/07 (Detective  
14 Bunn)
- 15          I.     Incident Report, Sacramento County Sheriff's Office, 9/7/07 (Deputy Ball)
- 16          J.     Selected medical records of decedent from the Sacramento County Mental Health  
17 Treatment Center
- 18          K.     Photographs of Plaintiff Amarjit Singh, taken by the Sacramento County Sheriff's  
19 Office on 9/6/07
- 20          L.     Photographs of Autar Singh taken by the Sacramento County Sheriff's Office, 9/7/07
- 21          M.     Decedent Baljit Singh's medical records from the Sacramento County Correctional  
22 Health Services, 3/5/08-3/14/08
- 23          N.     Plaintiff Prabjit Singh's counseling records from Terra Nova Counseling
- 24          O.     JPS personnel file of Donna Champeau, R.N., from inception of employment through  
25 6/30/08
- 26          P.     JPS personnel file of defendant L. Michael Tompkins, Ed.D., from inception of  
27 employment through 6/30/08
- 28          Q.     Restraining Orders, Amarjit Singh, against Baljit Singh, Sacramento Superior Court,

- 1 December 22, 2006;
- 2 R. Request by plaintiff Amarjit Singh for TRO on May 10, 2007, free service
- 3 S. TRO dated September 10, 2007
- 4 T. Permanent Restraining Order, October 3, 2007
- 5 U. Request for free service of restraining order upon decedent by plaintiff Amarjit Singh,
- 6 dated March 6, 2008
- 7 V. School records Prabjit Singh Dhanda – Elk Grove Unified School District
- 8 W. Handwritten notes on case from plaintiff expert Dr. Richard Hayward
- 9 X. San Mateo County Suicide Prevention Assessment Form
- 10 Y. Telephone Log, 4W, 3/14/08
- 11 Z. Unit Logs, 4W, 3/14/08
- 12 AA. Deputy K. Gouveia statement in Sheriff’s Department Continuation Report #08-
- 13 001468SD
- 14 BB. Discharge Summaries FAXed to the Main Jail by UCDCM on 3/17/08.
- 15 CC. Deputy V. Buehler Casualty Report #08-0014383SD, 3/14/08.
- 16 DD. Deputy M. Telliano Report on her conversation with Donna Champeau, RN, in
- 17 Continuation Report #08-0014682SD, 3/14/08.
- 18 EE. Deputy B. Moore, portion of Continuation Report on his investigation of circumstances
- 19 of decedent’s suicide, #08-0014682SD, 3/14/08.
- 20 FF. Sacramento County Sheriff Department Intent to Incarcerate Form, #2897.
- 21 GG. Katherine Newbold Statement to Deputy Waterstradt, part of Continuation Report #08-
- 22 0014682SD, 3/14/08.
- 23 HH. JPS Policy 1001 – “After Hours Psychiatric Evaluation”
- 24 II. JPS Policy 1021 – “In-Patient Nursing Staff Responsibilities”
- 25 JJ. JPS Policy 1022 – “Overview of Staff Responsibilities – Outpatient Department”
- 26 KK. JPS Policy 1029 – “Outpatient Department Triage”
- 27 LL. JPS Policy 1037 – “Outpatient Intake”
- 28 MM. JPS Policy 1049 – “Suicide Prevention Program”

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

- NN. JPS Policy 103 – “Organizational Chart”
- OO. CATS Service and Provider Codes
- PP. Sacramento County Main Jail Unit Log, 7E, 3/13/08
- QQ. Coroner Report on Decedent, 9/11/08, with tox screen and vitriol glucose reports
- RR. Deposition Transcript of Amarjit Singh
- SS. Plaintiffs’ Responses to Defendants’ Special Interrogatories, Set One, Nos. 1, 2, 5, 9, 10 and 15
- TT. Photograph of decedents’ prescriptions produced by Amarjit Singh at her deposition