

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

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

Estate of NATHAN PRASAD,)
deceased, by and through MARY)
PRASAD; MARY PRASAD; T.P., a)
minor; and A.P., a minor,)

2:12-cv-00592-GEB-GGH

Plaintiff,)

ORDER CONTINUING STATUS
(PRETRIAL SCHEDULING)
CONFERENCE, REQUIRING
INFORMATION ON MINORS'
GUARDIAN AD LITEM, and FED.
R. CIV. P. 4(M) NOTICE

v.)

COUNTY OF SUTTER; J. PAUL)
PARKER, Sutter County Sheriff's)
Department Sheriff; DAVID)
SAMSON, Sutter County Jail)
Division Commander; NORMAN)
BIDWELL, Sutter County Jail)
Corrections Lieutenant; LOU ANNE)
CUMMINGS, Sutter County Health)
Officer; AMERJIT BHATTAL, Sutter)
County Assistant Director of)
Human Services - Health)
Division; BRENT GARBETT, Sutter)
County Jail Nurse Program)
Manager; DORIS BROWN, Sutter)
County Jail Advanced Registered)
Nurse Practitioner; MELODY)
YOUNG, Sutter County Jail)
Licensed Vocational Nurse;)
BALJINDER RAI, Sutter County)
Jail Deputy Officer; SHANE)
DICKSON, Sutter County Jail)
Deputy Officer; UNKNOWN JAIL)
EMPLOYEE I; FREMONT-RIDEOUT)
HEALTH GROUP; MICHAEL FRATERS,)
D.O.; and DOES I through LX,,)

Defendants.)

The Joint Status Report filed May 25, 2012, reveals this case is not ready to be scheduled. Therefore, the Status (Pretrial Scheduling) Conference scheduled for hearing on June 11, 2012, is

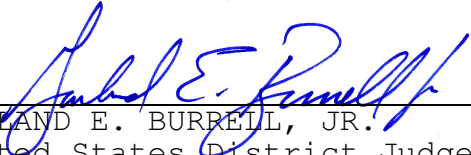
1 continued to August 20, 2012, at 9:00 a.m. A further joint status
2 report shall be filed no later than fourteen (14) days prior to the
3 Status Conference.

4 Further, Plaintiffs are notified under Rule 4(m) of the
5 Federal Rules of Civil Procedure that failure to serve Defendants Lou
6 Anne Cummings, Amerjit Bhattal, and Brent Garbett with process within
7 the 120 day period prescribed in that Rule may result in the unserved
8 defendants being dismissed. To avoid dismissal, on or before September
9 10, 2012, Plaintiffs shall file proof of service for these defendants or
10 a sufficient explanation why service was not effected within Rule 4(m)'s
11 prescribed service period.

12 Lastly, no later than August 6, 2012, counsel for the minor
13 plaintiffs shall "present (1) appropriate evidence of the appointment of
14 a representative for the minor . . . under state law[,] or (2) [file] a
15 motion for the appointment of a guardian ad litem by the Court in
16 accordance with Local Rule 202(a).

17 IT IS SO ORDERED.

18 Dated: June 5, 2012

19
20 
21 _____
22 GARLAND E. BURRELL, JR.
23 United States District Judge
24
25
26
27
28