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8 Attorneys for Defendants
 REGENTS OF THE UNIVERSITY OF CALIFORNIA,
 9 now sued as the UNIVERSITY OF CALIFORNIA DAVIS
 HEALTH SYSTEM, DR. GREGORY SOKOLOV, sued in
 10 his individual capacity, and DR. ROBERT HALES, sued in
 his individual capacity
 11

12 UNITED STATES DISTRICT COURT
 13 EASTERN DISTRICT OF CALIFORNIA, SACRAMENTO DIVISION

14 Estate of JAMES JOSHUA MAYFIELD, by
 15 and through LISA BERG, as Conservator;
 JAMES ALLISON MAYFIELD, JR.; and
 16 TERRI MAYFIELD,

17 Plaintiffs,

18 v.

19 IVAN OROZCO, in his individual capacity;
 SHERIFF SCOTT JONES, in his individual
 20 and official capacity; RICK PATTISON, in his
 individual and official capacity, COUNTY OF
 21 SACRAMENTO; UNIVERSITY OF
 CALIFORNIA DAVIS HEALTH SYSTEM;
 22 and DR. GREGORY SOKOLOV, in his
 individual capacity; DR. ROBERT HALES, in
 23 his individual capacity, and DOES 1-5,

24 Defendants.
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Case No. 2:13-CV-02499-JAM-AC

**ASSIGNED TO THE HONORABLE JOHN
 A. MENDEZ – COURTROOM 6**

IN PART AND DENYING IN PART

**ORDER GRANTING UNIVERSITY OF
 CALIFORNIA DAVIS HEALTH SYSTEM,
 DR. GREGORY SOKOLOV, DR.
 ROBERT HALES' MOTION FOR
 SUMMARY JUDGMENT**

Complaint Filed: December 3, 2013
 1st Amended Complaint Filed: March 26, 2014
 2nd Amended Complaint Filed: March 19, 2015
 3rd Amended Complaint Filed: June 22, 2015
 4th Amended Complaint Filed: June 20, 2016
 Trial Date: May 1, 2017

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1 The motion by REGENTS OF THE UNIVERSITY OF CALIFORNIA, now sued as the
2 UNIVERSITY OF CALIFORNIA DAVIS HEALTH SYSTEM's, DR. GREGORY SOKOLOV, and
3 DR. ROBERT HALES, for Summary Judgment, having come on for hearing on March 7, 2017; the
4 Court having reviewed the motion, the supporting documents, the opposition of Plaintiffs, and the
5 supplemental briefing by the parties ordered by the court at the hearing; appearances having been
6 made by counsel; and good cause appearing:

7 IT IS HEREBY ORDERED that:

8 1. As to each and every claim remaining against the moving defendants, the motion is
9 GRANTED, in part, and DENIED, in part, as follows:

10 2. The motion is GRANTED as to the 5th claim (loss of familial companionship under 42
11 U.S.C. section 1983) and 15th claim (intentional infliction of emotional distress) asserted against
12 moving defendants by plaintiff JAMES ALLISON MAYFIELD, JR. and TERRY MAYFIELD;

13 3. The motion is DENIED as to the 3rd claim (failure to provide medical care under 42
14 U.S.C. section 1983) as to defendants Sokolov and Hales.

15 4. The motion is DENIED as to the 4th claim (failure to protect from harm under 42
16 U.S.C. § 1983) as to defendants Sokolov and Hales;

17 5. The motion is DENIED as to the 6th claim (discrimination in violation of the
18 Americans with Disabilities Act, 42 U.S.C. § 12101) as to defendant University of California, Davis
19 Health System;

20 6. The motion is GRANTED as to the 7th claim (medical malpractice) as to defendant
21 Hales, and DENIED as to defendant Sokolov;

22 7. The motion is DENIED as to the 8th claim (failure to furnish or summon medical care
23 in violation of California Government Code §§ 844.6 and 845.6) as to defendants Sokolov and Hales;

24 8. The motion is GRANTED as to the 12th claim (negligence) as to defendant Hales and
25 DENIED as to defendant Sokolov;

26 9. The motion is DENIED as to the 13th claim (negligent supervision, training, hiring and
27 retention) as to defendants Sokolov and Hales;

28 10. The motion is GRANTED as to the 15th claim (intentional infliction of emotional

1 distress) as to defendants Sokolov and Hales.

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3 **IT IS SO ORDERED.**

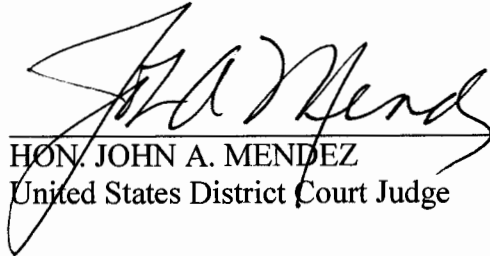
4 DATED: 3-30, 2017

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HON. JOHN A. MENDEZ
United States District Court Judge

9 /s/ - Lori Rifkin

Reviewed and Approved as to Form

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HADSELL STORMER & RENICK LLP

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Lori Rifkin

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Attorneys for Plaintiffs JAMES JOSHUA

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MAYFIELD, JAMES ALLISON

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MAYFIELD JR., TERRI MAYFIELD

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