

1 WHEREAS, Plaintiff filed her Complaint on October 29, 2014 and served Defendant
2 Kaiser Foundation Hospitals (KFH) on December 16, 2014. The three individual defendants have
3 not been served or made an appearance.

4 WHEREAS, The Parties stipulated (pursuant to Local Rule 143) to an extension for KFH
5 to respond to the Complaint, in order to give the parties time to meet and confer regarding
6 pleading issues that would otherwise be raised by motion practice. The current deadline for KFH
7 to file a response to the Complaint is February 3, 2015.

8 WHEREAS, the Parties have met and conferred via written correspondence, and as a
9 result, Plaintiff intends to amend her Complaint to address some or all of the pleadings issues
10 raised by KFH. However, Plaintiff's counsel has just completed a trial in Riverside County and
11 leaves for Orange County on February 3, 2015, and will not be able to prepare a thoughtful
12 amendment in the time presently available.

13 WHEREAS, in accordance with Federal Rule of Civil Procedure 15(a), KFH agrees that
14 Plaintiff should have leave to amend her Complaint;

15 WHEREAS, for efficiency and to avoid unnecessary expense, KFH wishes to avoid
16 preparing motions to dismiss as to the original Complaint if Plaintiff is going to amend that
17 Complaint in the coming weeks; however, due to the current timing, KFH cannot reasonably delay
18 preparing its papers until Plaintiff's counsel is available.

19 NOW, THEREFORE, the Parties stipulate and agree:

- 20 1. Pursuant to Federal Rule of Civil Procedure 15(a), KFH agrees that Plaintiff should
21 have leave to amend her Complaint;
- 22 2. Plaintiff will file her amended complaint, if any, no later than February 17, 2015;
23 and
- 24 3. Defendant KFH shall have an additional two weeks to respond to the current
25 Complaint in the event that Plaintiff does not file an amended complaint as
currently contemplated; this new deadline is March 3, 2015.

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1 Pursuant to Local Civil Rule 143, the Parties request the Court to approve this Stipulation
2 as an Order of the Court.

3 IT IS SO STIPULATED.
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5

6 Respectfully submitted,

7 DATED: January 26, 2015

8 DAVIS WRIGHT TREMAINE LLP
9 JUDITH DROZ KEYES
10 MICHAEL A. APARICIO
11 MARC G. FERNANDEZ

12 By: /s/ Marc G. Fernandez
13 Marc G. Fernandez

14 Attorneys for
15 KAISER FOUNDATION HOSPITAL

16 DATED: January 26, 2015

17 By: /s/ Ellen C. Dove
18 (as authorized on 1/26/2015)
19 Ellen C. Dove

20 Attorneys for PLAINTIFF

21 **ORDER**

22 Pursuant to Stipulation, IT IS SO ORDERED.

23 DATED: January 26, 2015

24 /s/ John A. Mendez
25 JOHN A. MENDEZ
26 United States District Court Judge