DU CHARME & COHEN 610Tisdale Avenue — Mare Island Vallejo, CA 94592-1123 707 556 3099 888 688 4170 (e-fax) jducharme@pacbell.net Attorney for Plaintiff Timothy M. Callison Claudia M. Quintana SBN 178613 Furah Z. Faruqui SBN 233083 Office of the City Attorney, 555 Santa Clara Street, P.O. Box 3068 Vallejo, CA 94590 Tel: (707) 648-4545 Fax: (707) 648-4545 Fax: (707) 648-4687 Furah.Faruqui@cityofvallejo.net Attorney for Defendant City of Vallejo Dale L. Allen, Jr. SBN 145279 Allen, Glaessner, Hazelwood and Werth 180 Montgomery St Ste 1200 San Francisco, CA 94104 415 697-3456 415 813 2045 dallen@aghwlaw.com Attorney for Defendant County of Napa, City of American Canyon, Officer Schneider UNITED STATES DISTRICT COURT EASTERN DISTRICT OF CALIFORNIA TIMOTHY M. CALLISON, Plaintiff, Vs. CITY OF AMERICAN CANYON, CITY OF VALLEJO, COUNTY OF NAPA, OFFICER SCHNEIDER, AND DOES 1 – 100, INCLUSIVE; Defendants Paranage of the City Attorney Attorney for Defendant County of Napa, City of American Canyon, Officer Schneider CITY OF AMERICAN CANYON, CITY OF VALLEJO, COUNTY OF NAPA, OFFICER SCHNEIDER, AND DOES 1 – 100, INCLUSIVE; ACTION FILED: October 9, 2014 DATE REMOVED: January 15, 2015	James A. Du Charme (SBN 61002)			
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180 Montgomery St Ste 1200 San Francisco, CA 94104 415 697-3456 415 813 2045 dallen@aghwlaw.com Attorney for Defendant County of Napa, City of American Canyon, Officer Schneider 18 UNITED STATES DISTRICT COURT EASTERN DISTRICT OF CALIFORNIA TIMOTHY M. CALLISON, Case No.: 2:15-CV-00116-WBS-KJN Plaintiff, JOINT STIPULATION FOR LEAVI FILE FIRST AMENDED COMPLAI [PROPOSED] ORDER CITY OF AMERICAN CANYON, CITY OF VALLEJO, COUNTY OF NAPA, OFFICER SCHNEIDER, AND DOES 1 – 100, INCLUSIVE; ACTION FILED: October 9, 2014 DATE REMOVED: January 15, 201	Allen, Glaessner, Hazelwood and Werth			
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dallen@aghwlaw.com Attorney for Defendant County of Napa, City of American Canyon, Officer Schneider UNITED STATES DISTRICT COURT EASTERN DISTRICT OF CALIFORNIA TIMOTHY M. CALLISON, Plaintiff, Vs. CITY OF AMERICAN CANYON, CITY OF VALLEJO, COUNTY OF NAPA, OFFICER SCHNEIDER, AND DOES 1 – 100, INCLUSIVE; ACTION FILED: October 9, 2014 DATE REMOVED: January 15, 201				
Attorney for Defendant County of Napa, City of American Canyon, Officer Schneider UNITED STATES DISTRICT COURT EASTERN DISTRICT OF CALIFORNIA TIMOTHY M. CALLISON, Plaintiff, Vs. CITY OF AMERICAN CANYON, CITY OF VALLEJO, COUNTY OF NAPA, OFFICER SCHNEIDER, AND DOES 1 – 100, INCLUSIVE; Attorney for Defendant County of Napa, City of American Canyon, Officer Schneider UNITED STATES DISTRICT COURT Case No.: 2:15-CV-00116-WBS-KJN JOINT STIPULATION FOR LEAVI FILE FIRST AMENDED COMPLAI [PROPOSED] ORDER Courtroom: 5 Judge William B. Shu ACTION FILED: October 9, 2014 DATE REMOVED: January 15, 201	415 813 2045			
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UNITED STATES DISTRICT COURT EASTERN DISTRICT OF CALIFORNIA TIMOTHY M. CALLISON, Plaintiff, Vs. CITY OF AMERICAN CANYON, CITY OF VALLEJO, COUNTY OF NAPA, OFFICER SCHNEIDER, AND DOES 1 – 100, INCLUSIVE; CITY OF AMERICAN CANYON COUNTY OF NAPA, OFFICER SCHNEIDER, AND DOES 1 – 100, INCLUSIVE; ACTION FILED: October 9, 2014 DATE REMOVED: January 15, 201	Attorney for Defendant County of Napa,			
EASTERN DISTRICT OF CALIFORNIA TIMOTHY M. CALLISON, Plaintiff, Vs. CITY OF AMERICAN CANYON, CITY OF VALLEJO, COUNTY OF NAPA, OFFICER SCHNEIDER, AND DOES 1 – 100, INCLUSIVE; CITY OF CALIFORNIA Case No.: 2:15-CV-00116-WBS-KJN JOINT STIPULATION FOR LEAVE FILE FIRST AMENDED COMPLAI [PROPOSED] ORDER Courtroom: 5 Judge William B. Shu ACTION FILED: October 9, 2014 DATE REMOVED: January 15, 201	City of American Canyon, Officer Schneider			
TIMOTHY M. CALLISON, Plaintiff, Vs. CITY OF AMERICAN CANYON, CITY OF VALLEJO, COUNTY OF NAPA, OFFICER SCHNEIDER, AND DOES 1 – 100, INCLUSIVE; Plaintiff, Case No.: 2:15-CV-00116-WBS-KJN JOINT STIPULATION FOR LEAVE FILE FIRST AMENDED COMPLAI [PROPOSED] ORDER Courtroom: 5 Judge William B. Shu ACTION FILED: October 9, 2014 DATE REMOVED: January 15, 201	UNITED STATES DISTRICT COURT			
Plaintiff, vs. CITY OF AMERICAN CANYON, CITY OF VALLEJO, COUNTY OF NAPA, OFFICER SCHNEIDER, AND DOES 1 – 100, INCLUSIVE; Plaintiff, JOINT STIPULATION FOR LEAVE FILE FIRST AMENDED COMPLAI [PROPOSED] ORDER Courtroom: 5 Judge William B. Shu ACTION FILED: October 9, 2014 DATE REMOVED: January 15, 201	EASTERN DISTRICT OF CALIFORNIA			
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vs. 22 vs. CITY OF AMERICAN CANYON, CITY OF VALLEJO, COUNTY OF NAPA, OFFICER SCHNEIDER, AND DOES 1 – 100, INCLUSIVE; 26 Defendents JOINT STIPULATION FOR LEAVE FILE FIRST AMENDED COMPLAI [PROPOSED] ORDER Courtroom: 5 Judge William B. Shu ACTION FILED: October 9, 2014 DATE REMOVED: January 15, 201	20 THINGTITI W. GALLIGON,			
vs. CITY OF AMERICAN CANYON, CITY OF VALLEJO, COUNTY OF NAPA, OFFICER SCHNEIDER, AND DOES 1 – 100, INCLUSIVE; CITY OF AMERICAN CANYON, CITY OF VALLEJO, COUNTY OF NAPA, OFFICER SCHNEIDER, AND DOES 1 – 100, INCLUSIVE; ACTION FILED: October 9, 2014 DATE REMOVED: January 15, 201	Plaintiff.	TOTAL CONTROL A STORY FOR A STATE STORY		
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VALLEJO, COUNTY OF NAPA, OFFICER SCHNEIDER, AND DOES 1 – 100, INCLUSIVE; ACTION FILED: October 9, 2014 DATE REMOVED: January 15, 201	23	[PROPUSED] ORDER		
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) ACTION FILED: October 9, 2014 Defendants Defendants	26 11			
26 Defendants Defendants Defendants Defendants	DOES 1 – 100, INCLUSIVE;	ACTION FILED: October 9. 2014		
	11	DATE REMOVED: January 15, 2015		
27 \(\frac{1}{1} \text{ RIAL DATE: August 9, 2016}	1	TRIAL DATE: August 9, 2016		

1.

pursuant to Federal Rule of Civil Procedure 15(a)(2) hereby jointly stipulate and request that the Court grant Plaintiff leave to file a First Amended Complaint in this action, a true and correct copy of which is attached as Exhibit A hereto.

2. Plaintiff filed his complaint on October 9, 2014, in Solano County Superior Court;

3. On January 15, 2015, Defendants removed plaintiff's complaint to the Eastern District of California;

City of Vallejo, County of Napa and Officer Brett Schneider, by and through their designated counsel,

The parties, Plaintiff Timothy M. Callison and Defendants City of American Canyon,

- 4. On January 22, 2015, Defendants, respectively, filed their Answers to Plaintiff's complaint;
- 5. In response to Interrogatories Plaintiff recently learned that the medical provider at the Napa County Correctional Facility is a third party vendor, California Forensic Medical Group.
- 6. Until recent discussion between plaintiff's counsel and Adam Abel, former counsel for defendant Napa County, neither counsel had been aware of California Forensic Medical Group (CFMG). The parties had been under the impression that medical care within the Napa County jail was provided by Napa County employees. Responses to Interrogatories confirmed the identity of CFMG and subsequent communications amongst counsel produced the consensus, given the allegations in Plaintiff's complaint, that good cause exists for Plaintiff to amend his complaint and add CFMG as a defendant.
- 7. Defendants waive notice and service of the First Amended Complaint and shall not be required to answer the amendment, but each of the aforementioned parties has the option to either 1) file a responsive pleading (within two weeks of the First Amended Complaint being filed), or 2) elect to treat all of that party's denials, responses, and affirmative defenses contained in the applicable Answer filed herein as responsive to the First Amended Complaint.
- 8. Concurrent with this stipulation for leave for Plaintiff to file a First Amended Complaint, the parties, by and through their counsel, are filing their joint "Stipulation to Alter / Vacate Pretrial Scheduling Order" therein requesting a new pretrial scheduling conference.

2	proposed First Amended Complaint		
3	NOW, THEREFORE, the pa	arties hereby stipulate and request that the Court grant plaintiff	
4	leave to file a First Amended Complaint in this action, a true and correct copy of which is attached as		
5	Exhibit A hereto.		
6	IT IS SO STIPULATED.		
7 8 9 LO	DATED: November 4, 2015	Respectfully submitted, /s/ Furah Z. Faruqui FURAH Z. FARUQUI Deputy City Attorney Attorney for Defendant, CITY OF VALLEJO,	
L2 L3 L4 L5	DATED: November 4, 2015	/s/ James A. Du Charme JAMES A. DU CHARME DU CHARME & COHEN Attorney for Plaintiff, TIMOTHY M. CALLISON	
L7 L8 L9	DATED: November 4, 2015	/s/ Dale L. Allen DALE L. ALLEN ALLEN, GLAESSNER, HAZELWOOD & WERTH Attorney for Defendants, COUNTY OF NAPA, CITY OF AMERICAN CANYON AND OFFICER SCHNEIDER	
21 22 23 24 25 26	and Furah Z. Faruqui, to file this JOIN AMENDED COMPLAINT; [PROPO	ve been authorized by the above named counsel, Dale L. Allen IT STIPULATION FOR LEAVE TO FILE FIRST OSED] ORDER rember, 2015, at Vallejo, California. James A. Du Charme	
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The parties have met and conferred regarding the allegations contained in plaintiff's

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2	PURSUANT TO STIPULATION, IT IS SO ORDERED:
3	Dated: November 5, 2015
4	dilliam & Shubt
5	WILLIAM B. SHUBB
7	UNITED STATES DISTRICT JUDGE
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