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 11 BEATRICE PHILLIPS

12 **UNITED STATES DISTRICT COURT**  
 13 **EASTERN DISTRICT OF CALIFORNIA**

15 BEATRICE PHILLIPS, 16                   Plaintiff, 17           vs. 18 FREMONT-RIDEOUT HEALTH GROUP, 19                   Defendant.	) Case No. 2:15-cv-00955-JAM-EFB ) ) Assigned for All Purposes To: ) Judge: John. A. Mendez ) ) <b>JOINT STIPULATION MODIFYING</b> ) <b>SCHEDULING ORDER RE</b> ) <b>DISPOSITIVE MOTIONS, PRETRIAL</b> ) <b>CONFERENCE AND TRIAL DATES;</b> ) <b>ORDER</b> )
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21                   IT IS HEREBY STIPULATED by and between the parties through their respective  
 22 attorneys of record that, with the Court’s permission, the scheduling order be modified to (1)  
 23 reschedule the hearing date for dispositive motions to February 21, 2017, (2) reset the final pre-trial  
 24 conference (currently set for February 3, 2017) to a date after April 2017, and (2) reset the trial date  
 25 (currently set for March 20, 2017) to a date in June 2017.

26                   This stipulation is submitted so that the parties may meet and confer regarding the  
 27 summary judgment motion filed by defendant Fremont-Rideout Health Group. Defendant’s  
 28 motion, filed on November 15, 2016 and scheduled to be heard on December 13, 2016, was

1 dismissed by the court without prejudice because defendant had not filed a declaration that the  
2 parties had met and conferred to resolve the matters raised in the motion.

3 If the court orders (1) a new dispositive motion hearing date of February 21, 2016,  
4 (2) a new pretrial conference on a date after April 2017, and (3) a new trial date in June 2017, the  
5 parties will be able to meet and confer, and if the issues raised in the summary judgment motion are  
6 not resolved, defendant will file an amended notice scheduling its summary judgment motion for  
7 hearing on February 21, 2017.

8 Dated: December 2, 2016

CAROTHERS DISANTE & FREUDENBERGER LLP

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10 By: /s/ Mark Van Brussel

Mark H. Van Brussel

11 Attorneys for Defendant

FREMONT-RIDEOUT HEALTH GROUP

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13 Dated: December 2, 2016

LAW OFFICE OF ANTHONY M. BETTENCOURT

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15 By: /s/ Anthony Bettencourt

Anthony M. Bettencourt

16 Attorneys for Plaintiff

Beatrice Phillips

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20 ORDER

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22 IT IS SO ORDERED. The Court assigns a hearing date of February 21, 2017 at 1:30 p.m.  
23 for hearing dispositive motions, a joint pretrial statement filed by April 28, 2017, a final pre-trial  
24 conference on May 5, 2017 10:00 a.m., and jury trial in this matter is set for June 12, 2017 at 9:00  
25 a.m.

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December 2, 2016

/s/ John A. Mendez

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John A. Mendez

United States District Court Judge

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