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6 Attorneys for THE REGENTS ERRONEOUSLY  
 7 SUED AS UC DAVIS MEDICAL CENTER dba  
 UC DAVIS HEALTH SYSTEM

8 UNITED STATES DISTRICT COURT  
 9 EASTERN DISTRICT OF CALIFORNIA, SACRAMENTO DIVISION

11 JOANN RAMIREZ-BANDA,  
 12 Plaintiff,  
 13 v.  
 14 UC DAVIS MEDICAL CENTER, a California  
 15 Corporation, dba UC DAVIS HEALTH  
 SYSTEM, TECHNICIAN Z. JOHNSON, an  
 16 Individual, CINDY DUPREE, an Individual  
 and DOES 1 - 100, inclusive,  
 17 Defendant.

Case No. 2:16-CV-01091-JAM-CKD  
**STIPULATION TO REMAND CASE TO  
 STATE COURT AND ORDER THEREON**  
 Judge: Hon. James A. Mendez  
 Trial Date: TBD

19 IT IS HEREBY STIPULATED by the parties to this action, Plaintiff JOANN RAMIREZ-  
 20 BANDA and Defendant REGENTS OF THE UNIVERSITY OF CALIFORNIA, erroneously sued  
 21 herein as UC DAVIS MEDICAL CENTER, dba UC DAVIS HEALTH SYSTEM, by and through  
 22 their attorneys of record, that:

- 23 1. Plaintiff commenced this action in the United States District Court for the Eastern  
 24 District of California on May 19, 2016. Plaintiff's Complaint alleges seven (7) tort-based claims, all  
 25 of which arise solely under state law. There are no federal claims alleged and no allegations that the  
 26 parties are diverse.
- 27 2. Accordingly, this Court does not have jurisdiction to preside over this action.

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3. After some discussion, the parties have agreed that the action should be remanded to the Sacramento County Superior Court. To that end, the parties hereby stipulate that the action be remanded to Sacramento County Superior Court and jointly ask that the Court do so.

4. Plaintiff agrees to re-file the Complaint in state court within 30 days of the Court's order on remand.

IT IS SO STIPULATED.

DATED: July 22, 2016

WILKE, FLEURY, HOFFELT,  
GOULD & BIRNEY, LLP

By:           /s/ Bianca S. Watts            
          BIANCA S. WATTS  
          Attorneys for UC DAVIS MEDICAL  
          CENTER dba UC DAVIS HEALTH  
          SYSTEM

DATED: August 18, 2016

THE FIGARI LAW FIRM

By:           Barbara E. Figari            
          BARBARA A. FIGARI  
          Attorneys for JOANN RAMIREZ-BANDA

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**ATTESTATION REGARDING SIGNATURES**

I, Bianca S. Watts, hereby attest that all other signatories listed, and on whose behalf the filing is submitted, concur in the filing' content and have authorized the filing.

DATED: August 23, 2016

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/s/ Bianca S. Watts  
Bianca S. Watts

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**ORDER ON STIPULATION TO REMAND**

Based upon the foregoing Stipulation of the parties and good cause appearing, it is hereby ordered that this action be remanded to the Sacramento County Superior Court.

**IT IS SO ORDERED.**

Dated: 8/23/2016

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