PHILLIP A. TALBERT United States Attorney VICTORIA L. BOESCH **Assistant United States Attorney** 501 I Street, Suite 10-100 Sacramento, CA 95814 Telephone: (916) 554-2743 Facsimile: (916) 554-2900 5 Attorneys for the United States 6 7 IN THE UNITED STATES DISTRICT COURT 8 EASTERN DISTRICT OF CALIFORNIA 9 10 11 ROGER MCCULLAR, CASE NO.: 2:16-CV-01174-TLN-CKD 12 Plaintiff. STIPULATION AND [PROPOSED] ORDER FOR MEDICAL 13 EXAMINATIONS PER FEDERAL RULE UNITED STATES OF AMERICA, **OF CIVIL PROCEDURE 35** 14 15 Defendant. 16 17 18 Plaintiff Roger McCullar and Defendant the United States respectfully submit this stipulation 19 and proposed order for medical examinations under Federal Rule of Civil Procedure 35, which 20 provides that the court may order physical examination of a party whose physical condition is in 21 controversy. 22 The parties hereby stipulate that Plaintiff will submit to a medical examination by Dr. 23 Eugene J. Carragee, M.D., on July 19, 2017, at 10:00 a.m. followed by a medical examination by 24 Dr. D. Michael Hembd, M.D., on July 19, 2017 at 12:30 at 501 I Street in Sacramento, 25 California, in the Federal Occupational Health Facility, Suite 7-300. The examinations will not 26 be audiotaped. No staff or attorneys from the offices of Plaintiff's or Defendant's counsel will 27 attend the examinations.

28

1	1	
2	2	
3	3 Dated: June 15, 2017	
4	4 PHILLIP A. TA	
5		
6	By: /s/Victoria L. B VICTORIA L. 1	
7		d States Attorney
8	TRESIDE STOLE	efendant
9	9 United States of	America
10	10 SMITH ZITAN	O LAW LLC
11	11	
12	By: /s/ David E. Smi DAVID E. SMI	ith (authorized on 6/15/2017) TH
13	13 Attorneys for Pl	aintiff
11	D 11 C 11	
14	14 Roger McCullar	Ţ
15		
	15 IT IS SO ORDERED.	
15	15 IT IS SO ORDERED.	
15 16	15 IT IS SO ORDERED.  16 Dated: June 20, 2017  CAROLYN K. DEL	Delany
15 16 17	15 IT IS SO ORDERED.  16 Dated: June 20, 2017  CAROLYN K. DEL LINITED STATES IN	. Delany
15 16 17 18	15 IT IS SO ORDERED.  16 Dated: June 20, 2017  18 CAROLYN K. DEL UNITED STATES I	Delany
15 16 17 18 19	15 IT IS SO ORDERED.  16 Dated: June 20, 2017  18 CAROLYN K. DEL UNITED STATES IS  20	Delany
15 16 17 18 19 20	15 IT IS SO ORDERED.  16 Dated: June 20, 2017  18 CAROLYN K. DEL UNITED STATES IN 19 20 21	Delany
15 16 17 18 19 20 21	15   IT IS SO ORDERED.  16   Dated: June 20, 2017   Carold Carolyn K. DEL UNITED STATES 19   20   21   22	Delany
15 16 17 18 19 20 21 22	15   IT IS SO ORDERED.  16   Dated: June 20, 2017   CAROLYN K. DEL UNITED STATES 19   20   21   22   23	Delany
15 16 17 18 19 20 21 22 23	15   IT IS SO ORDERED.  Dated: June 20, 2017  CAROLYN K. DEL UNITED STATES IS  20   21   22   23   24	Delany
15 16 17 18 19 20 21 22 23 24	15   IT IS SO ORDERED.  Dated: June 20, 2017  CAROLYN K. DEL UNITED STATES IS  20   21   22   23   24   25	Delany
15 16 17 18 19 20 21 22 23 24 25	15   IT IS SO ORDERED.  Dated: June 20, 2017  CAROLYN K. DEL UNITED STATES IS  20   21   22   23   24   25   26	Delany