

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

ROBERT T. MATSUI FEDERAL COURTHOUSE - SACRAMENTO

**PRIME HEALTHCARE SERVICES –
SHASTA, LLC, a Delaware limited
liability company doing business as Shasta
Regional Medical Center,**

Plaintiff

vs.

**Sylvia Mathews Burwell in her official
capacity as Secretary of the Department of
Health and Human Services,**

Defendant.

Case Nos. 2:16-cv-00230-TLN-KJN

2:16-cv-02278-TLN-KJN

2:16-cv-02521-TLN-KJN

*Hon. Judge Troy L. Nunley
Magistrate Judge Kendall J. Newman*

[Related to Case Nos. 2:14-cv-02791;
2:15-cv-00154; 2:15-cv-00324; 2:15-cv-00400;
2:15-cv-00450; 2:15-cv-00473; 2:15-cv-00474;
2:15-cv-00709; 2:15-cv-01120; 2:16-cv-00230;
2:16-cv-02278; all designated with TLN-KJN]

**[PROPOSED] ORDER GRANTING
STIPULATION TO AMEND THE FIRST
AMENDED COMPLAINT AND SET A
BRIEFING SCHEDULE FOR MOTIONS
TO DISMISS**

**[PROPOSED] ORDER GRANTING
STIP TO AMEND THE FAC AND
SET A BRIEFING SCHEDULE**

1 The Court, having considered the stipulation of Plaintiff PRIME HEALTHCARE
2 SERVICES – SHASTA, LLC (“Shasta” or “Plaintiff”) and Defendant Sylvia Mathews Burwell
3 in her official capacity as Secretary of the Department of Health and Human Services
4 (“Defendant”) (collectively Defendant will be referred to with Plaintiff as the “Parties”), by and
5 through their attorneys, and for good cause shown:

6 **IT IS HEREBY ORDERED** that:

7 (1) Plaintiff may file a Second Amended Complaint in each of the following three
8 related cases:

- 9 (a) *Prime Healthcare Services - Shasta, LLC v. Burwell,*
10 Case No. 2:16-cv-00230-TLN-KJN;
- 11 (b) *Prime Healthcare Services - Shasta, LLC v. Burwell,*
12 Case No. 2:16-cv-02278-TLN-KJN; and
- 13 (c) *Prime Healthcare Services - Shasta, LLC v. Burwell,*
14 Case No. 2:16-cv-02521-TLN-KJN.

15 (2) Defendant will file a Responsive Pleading to Plaintiff’s Second Amended
16 Complaint or a Motion to Dismiss the Second Amended Complaint in each of the above 3 cases
17 and Plaintiff and Defendant will provide their respective Opposition and Reply Memorandums in
18 opposition or support of Plaintiff’s Motion to Dismiss the Second Amended Complaint, if any,
19 based upon the following briefing schedule:

- 20 **a. Deadline for Plaintiff to file the proposed Second**
- 21 **Amended Complaint in each case: March 23, 2017**
- 22 **b. Deadline for Defendant to file a Responsive Pleading or a**
- 23 **Motion to Dismiss in each case: April 6, 2017**
- 24 **c. Deadline for Plaintiff’s Opposition to**
- 25 **Defendant’s Motion to Dismiss in each case: May 4, 2017**

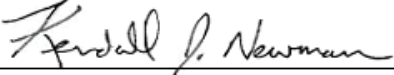
26 ////
27 ////

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

////

d. Deadline for Defendant’s Reply Memorandum
in support of Its Motion to Dismiss in each case: May 25, 2017
e. Hearing Date: June 1, 2017

Dated: March 20, 2017


KENDALL J. NEWMAN
UNITED STATES MAGISTRATE JUDGE

~~PROPOSED~~ ORDER GRANTING 2
STIP TO AMEND THE FAC AND
SET A BRIEFING SCHEDULE