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7
 8 IN THE UNITED STATES DISTRICT COURT
 9 EASTERN DISTRICT OF CALIFORNIA
 10

11 CONNIE CURRY,
 12 Plaintiff,
 13 v.
 14 UNITED STATES OF AMERICA,
 15 Defendant.
 16

CASE NO. 2:16-CV-02898 JAM CMK

**STIPULATION FOR DEFENSE MEDICAL
 EXAMINATION; ORDER**

17 THE PARTIES, THROUGH THEIR RESPECTIVE COUNSEL OF RECORD, STIPULATE
 18 AS FOLLOWS:

19 Pursuant to Rule 35 of the Federal Rules of Civil Procedure, plaintiff Connie Curry will appear
 20 for a physical examination by:

21 **NAME:** Leslie Alex Konkin, M.D.
 22 **ADDRESS:** Modesto Orthopedic Group
 1501 Oakdale Road, Ste. 301
 23 Modesto, CA 95355
 24 **DATE OF EXAM:** January 17, 2018
 25 **TIME OF EXAM:** 3:15 p.m.

26 The physical examination will consist of well-standardized medical tests, including verbal
 27 and/or written questions, to be determined by the examiner during the examination. The scope of the
 28 examination will be limited to matters at issue in this litigation, including plaintiff's physical condition

1 both before and after the incident alleged in the complaint. The examining physician may use accepted
2 diagnostic instruments, tests, manipulations and techniques as the examiner determines to be
3 appropriate. The examining physician may ask, and plaintiff shall answer, questions relating to the
4 nature and extent of the injuries alleged to have been sustained in the incident that is the subject matter
5 of this action, including symptoms and conditions from the date of the incident to the present and
6 relevant medical history.

7 Prior to the examination, the examining physician will be provided with copies of plaintiff's
8 complaint, the parties' Rule 26(a) disclosures and discovery responses, all of the medical records
9 produced to date by plaintiff and by third party medical providers in response to subpoenas, and any
10 available deposition transcripts.

11 No person other than plaintiff, the examining physician, and his staff will be allowed to be
12 present during the examination. Plaintiff may not contact or communicate with her counsel or anyone
13 from her counsel's office during the examination. The examination will not be audiotaped, videotaped,
14 or recorded, but the examining physician will take notes.

15 DATED: January 3, 2018

McGREGOR W. SCOTT
United States Attorney

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17 /s/ Lynn Trinka Ernce
LYNN TRINKA ERNCE
Assistant United States Attorney

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19 DATED: January 3, 2018

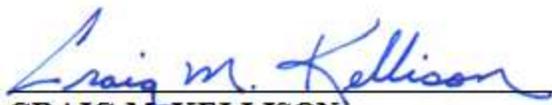
MAIRE & DEEDON

20 /s/ Patrick L. Deedon
PATRICK L. DEEDON
Attorney for Plaintiff

21
22
23 **ORDER**

24 **IT IS SO ORDERED.**

25 **Dated: January 8, 2018**

26 
CRAIG M. KELLISON
UNITED STATES MAGISTRATE JUDGE