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UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

LUIS ALBERTO MENDEZ JIMENEZ,	)	Case No. 2:18-cv-00044 JAM-KJN
	)	
Plaintiff,	)	
	)	<b><u>PRETRIAL CONFERENCE ORDER</u></b>
v.	)	
	)	
COUNTY OF SACRAMENTO, et al.,	)	
	)	
Defendants.	)	
	)	

Pursuant to court order, a Pretrial Conference was held on December 20, 2019 before Judge John Mendez. Douglas L. Gordon appeared as counsel for plaintiff; Neal C. Lutterman appeared as counsel for defendants. After hearing, the Court makes the following findings and orders:

I. JURISDICTION/VENUE

Jurisdiction is predicated upon 28 U.S.C. §§ 1331 and 1343, and has previously been found to be proper by order of this court, as has venue. Those orders are confirmed.

II. JURY/NON-JURY

Both parties have demanded a jury trial.



1 V. DISPUTED FACTUAL ISSUES

2 Plaintiff's Disputed Factual Issues:

3 1. Whether plaintiff attempted suicide two times in the six  
4 months prior to his detention at RCCC, in February 2016 and June  
5 2016.

6 2. Whether plaintiff had a documented history of two suicide  
7 attempts in February 2016 and June 2016, and was on prescribed  
8 anti-psychotic medication as of the date of his detention.

9 3. Whether plaintiff was hospitalized for each such suicide  
10 attempt.

11 4. Whether plaintiff was prescribed Zyprexa (olanzapine),  
12 which was effective in treating his mental illness, following each  
13 suicide attempt.

14 5. Whether plaintiff took his prescribed Zyprexa on a daily  
15 basis, as prescribed, and refilled his prescription as directed.

16 6. Whether, at the time of his detention by immigration  
17 officers, plaintiff requested permission to retrieve his Zyprexa  
18 from his home before being taken away, but such permission was  
19 denied.

20 7. Whether plaintiff contacted a family member from RCCC to  
21 have her go to his home to try to identify and/or retrieve his  
22 Zyprexa, but she was unable to locate it.

23 8. Whether the mental health care provided by the Regents to  
24 plaintiff fell below the applicable standard(s) of care.

25 9. Whether the mental health care provided by the Regents  
26 caused plaintiff's suicide attempt.

27 10. Whether JPS did not have a real system of mental health  
28 care at all.

1           11. Whether JPS relied solely on medication and crisis  
2 response.

3           12. Whether JPS social worker Danielle Dass was negligent in  
4 her clinical assessments of plaintiff and defendant Regents are  
5 responsible for this negligence.

6           13. Whether JPS social worker Danielle Dass was deliberately  
7 indifferent in her clinical assessments of plaintiff.

8           14. Whether nurse practitioner Charlene Williams was  
9 negligent in her clinical assessments of plaintiff and defendant  
10 Regents are responsible for this negligence.

11           15. Whether nurse practitioner Charlene Williams was  
12 deliberately indifferent in her clinical assessments of plaintiff.

13           16. Whether the mental health care that the Regents provided  
14 to Plaintiff met the standards of care and contributed to  
15 Plaintiff's attempted suicide and resulting physical injuries.

16           17. Whether CHS nurse Ming-Huei Wu recorded in her chart that  
17 plaintiff had attempted suicide 2 times within the past 4-6 months.

18           18. Whether CHS nurse Ming-Huei Wu recorded in her chart that  
19 plaintiff was taking psychiatric medications within the past 30  
20 days.

21           19. Whether plaintiff told Nurse Wu that he obtained his  
22 psychiatric medications from a pharmacy located on Bascom Avenue in  
23 San Jose.

24           20. Whether CHS nurse Ming-Huei Wu recorded in her chart that  
25 plaintiff had taken his most recent dose of medication the day  
26 before her encounter with him.

27           21. Whether CHS nurse Ming-Huei Wu recorded in her chart that  
28 plaintiff had been hospitalized for psychiatric treatment within

1 the past 30 days.

2 22. Whether CHS nurse Ming-Huei Wu recorded in her chart that  
3 plaintiff had a history of anxiety and panic attacks.

4 23. Whether CHS nurse Ming-Huei Wu reported to JPS Nurse  
5 Sandra Venus that plaintiff had a history of several suicide  
6 attempts.

7 24. Whether CHS nurse Ming-Huei Wu reported to JPS Nurse  
8 Sandra Venus that plaintiff was currently on psychiatric  
9 medication.

10 25. Whether CHS nurse Ming-Huei Wu reported to JPS Nurse  
11 Sandra Venus that plaintiff had taken his last does of psychiatric  
12 medication the day before his encounter with Nurse Wu.

13 26. Whether Nurse Venus reported to JPS social worker  
14 Danielle Dass that plaintiff had a history of several suicide  
15 attempts.

16 27. Whether Nurse Venus reported to JPS social worker  
17 Danielle Dass that plaintiff was currently on psychiatric  
18 medication.

19 28. Whether Nurse Venus reported to JPS social worker  
20 Danielle Dass that plaintiff had taken his last does of psychiatric  
21 medication the day before his encounter with Nurse Wu.

22 29. Whether plaintiff reported to CHS Nurse Manjeet Kaur that  
23 he had a history of anxiety and panic attacks.

24 30. Whether plaintiff reported to CHS Nurse Manjeet Kaur that  
25 he had a history of more than one suicide attempts.

26 31. Whether Ms. Dass reviewed the chart of Nurse Wu.

27 32. Whether Ms. Dass reviewed the chart of Nurse Kaur.

28 33. Whether plaintiff told Ms. Dass he had been taking

1 psychiatric medications.

2 34. Whether plaintiff told Ms. Dass he felt better on the  
3 medications.

4 35. Whether plaintiff told Ms. Dass he was hearing voices.

5 36. Whether plaintiff told Ms. Dass he had a history of more  
6 than one suicide attempts.

7 37. Whether Ms. Dass noted in her chart that plaintiff had  
8 been taking psychiatric medications.

9 38. Whether Ms. Dass noted in her chart that plaintiff was  
10 hearing voices.

11 39. Whether Ms. Dass noted in her chart that plaintiff had a  
12 history of more than one suicide attempts.

13 40. Whether Ms. Dass had internal inconsistencies in her  
14 chart regarding whether plaintiff had attempted suicide, was on  
15 psychiatric medications, had been hospitalized, and was hearing  
16 voices, among other inconsistencies.

17 41. Whether Ms. Dass failed to reconcile inconsistencies and  
18 discrepancies between her own information and information contained  
19 elsewhere in the eChart system, including from Nurse Wu's chart,  
20 from Nurse Kaur's chart, and Nurse Venus's referral note.

21 42. Whether Ms. Dass obtained an authorization to permit her  
22 to inquire with outside pharmacies or health providers regarding  
23 plaintiff's psychiatric medications, or whether she attempted to  
24 make any inquiry regarding the specific medication he had been  
25 prescribed.

26 43. Whether Ms. Dass performed a suicide risk assessment of  
27 plaintiff.

28 44. Whether Ms. Dass's suicide risk assessment met the

1 applicable standard of care.

2 45. Whether Ms. Dass rendered any diagnosis of plaintiff.

3 46. Whether Nurse Charlene Williams reviewed the charts  
4 available to her from the eChart system.

5 47. Whether Ms. Williams reviewed the chart of Nurse Wu.

6 48. Whether Ms. Williams reviewed the chart of Nurse Kaur.

7 49. Whether Ms. Williams reviewed the chart of Ms. Dass.

8 50. Whether plaintiff told Ms. Williams he had been taking  
9 psychiatric medications.

10 51. Whether plaintiff told Ms. Williams he was hearing  
11 voices.

12 52. Whether plaintiff told Ms. Williams he had a history of  
13 more than one suicide attempts.

14 53. Whether Ms. Williams noted in her chart that plaintiff  
15 had been taking psychiatric medications.

16 54. Whether Ms. Williams noted in her chart that plaintiff  
17 was hearing voices.

18 55. Whether Ms. Williams noted in her chart that plaintiff  
19 had a history of more than one suicide attempts.

20 56. Whether Ms. Williams failed to reconcile inconsistencies  
21 and discrepancies between her own information and information  
22 contained elsewhere in the eChart system, including from Nurse Wu's  
23 chart, from Nurse Kaur's chart, from Nurse Venus's referral note  
24 and from Ms. Dass's chart.

25 57. Whether Ms. Williams obtained an authorization to permit  
26 her to inquire with outside pharmacies or health providers  
27 regarding plaintiff's psychiatric medications, or whether she  
28 attempted to make any inquiry regarding the specific medication he

1 had been prescribed.

2 58. Whether Ms. Williams rendered any diagnosis of plaintiff.

3 59. Whether Ms. Williams performed a suicide risk assessment  
4 of plaintiff.

5 60. Whether Ms. Williams's suicide risk assessment met the  
6 applicable standard of care.

7 61. Whether Ms. Williams or Ms. Dass prescribed or provided  
8 medication or other treatment for plaintiff at any time.

9 62. Whether Ms. Dass and Ms. Williams knew or should have  
10 known that Mr. Mendez had been twice hospitalized for suicide  
11 attempts within the past 6 months, that he was being maintained on  
12 psychiatric medications, that he was suffering from anxiety and  
13 panic attacks and that he was hearing voices.

14 63. Whether Ms. Dass and Ms. Williams failed to review the  
15 mental health information available to them, failed to make any  
16 inquiry regarding his prescribed medication, failed to properly  
17 document the information they gathered, failed to offer him any  
18 treatment and failed to schedule any sort of follow-up regarding  
19 his mental health status.

20 64. Whether the mental health care provided by Ms. Dass and  
21 Ms. Williams caused plaintiff to be left without any mental health  
22 treatment.

23 65. Whether the mental health care provided by Ms. Dass and  
24 Ms. Williams caused plaintiff's mental health to deteriorate and  
25 resulted in worsening of his mental health symptoms.

26 66. Whether the mental health care provided by Ms. Dass and  
27 Ms. Williams caused plaintiff to attempt suicide in October 2016.

28 67. Whether, as a result of his suicide attempt, Luis Mendez



1 sustained comminuted fractures of his C5-C6 cervical vertebrae and  
2 incomplete spinal cord injuries, for which he underwent emergency  
3 fusion and corpectomy surgery on October 23, 2016, the date he  
4 sustained the injuries. He has Class A tetraplegia which is  
5 permanent in nature.

6 68. There is no significant dispute about the need for future  
7 medical care; the parties have offered alternative Life Care Plans  
8 which essentially differ regarding the type of attendant/facility  
9 care. Plaintiff has had a Life Care Plan prepared which estimates  
10 his future medical costs between approximately \$6,400,00.00-  
11 \$12,100,000.00.

12 Defendants' Disputed Factual Issues:

13 1. Whether the mental health care that was delivered to  
14 Plaintiff by Danielle Dass, LCSW and Charlene Williams, N.P. was  
15 within the standard of care.

16 2. Whether any failure by Danielle Dass, LCSW and Charlene  
17 Williams, N.P. to provide mental health care that was adequate and  
18 within the standard of care caused Plaintiff any harm.

19 3. Whether Defendants Danielle Dass, LCSW and Charlene  
20 Williams, N.P. were deliberately indifferent to the serious medical  
21 needs of Plaintiff in their delivery of mental health care to him.

22 4. Whether Danielle Dass, LCSW and Charlene Williams, N.P.  
23 failed to protect Plaintiff from harm.

24 5. Whether Danielle Dass, LCSW and Charlene Williams, N.P.  
25 knew or should have known that Plaintiff was suicidal at any time  
26 during his detention at the Jail.

27 6. Whether the standard of care required that Plaintiff be  
28 seen and evaluated by a JPS provider or clinician at any time

1 between August 23, 2016 and October 23, 2016.

2 7. Whether Plaintiff had any suicidal ideation or intent at  
3 the commencement of his detention on August 15, 2016.

4 8. Whether there were any negligent acts, or failures to  
5 act, on the part of Danielle Dass, LCSW and Charlene Williams, N.P.  
6 in providing care and treatment to Plaintiff during his detention  
7 at the Jail.

8 9. Whether there were any negligent acts, or failures to  
9 act, on the part of Danielle Dass, LCSW and Charlene Williams, N.P.  
10 in providing care and treatment to Plaintiff during his detention  
11 at the Jail which caused Plaintiff any harm.

12 10. Whether Plaintiff's suicide attempt on October 23, 2016  
13 was foreseeable.

14 11. Whether Plaintiff's suicide attempt on October 23, 2016  
15 was preventable.

## 16 VI. DISPUTED EVIDENTIARY ISSUES

### 17 Plaintiff's Evidentiary Issues:

18 Plaintiff anticipates bringing motions in limine to exclude  
19 the following evidence:

20 1. To exclude evidence regarding plaintiff's immigration  
21 status and the reason for his detention, as well as his current and  
22 future living in the United States, pursuant to California Evidence  
23 Code section 351.2 and FRE 403.

24 2. To exclude evidence regarding plaintiff's use of  
25 methamphetamine prior to his detention, pursuant to FRE 403.

26 3. To preclude defense expert Joseph Penn, MD from  
27 testifying regarding his diagnosis of plaintiff's mental health  
28 conditions, pursuant to *Daubert v. Merrell Dow Pharmaceuticals*,

1 Inc., 509 U.S. 579 and following cases, and also to preclude Dr.  
2 Penn from testifying regarding opinions not expressed either in his  
3 report or in his deposition, pursuant to FRCP 26(a)(2), FRCP 37(c),  
4 and this court's Scheduling Order. Dr. Penn had never examined or  
5 interviewed plaintiff Mendez and is thus unqualified to render an  
6 opinion regarding his diagnosis. Dr. Penn was provided the June  
7 2016 report of Dr. Bruce Gage, and the November 2016 report of  
8 Lindsey Hayes, but failed to discuss those reports or opinions in  
9 Dr. Penn's report and was not prepared to discuss them at his  
10 deposition.

11 4. The Court grants Plaintiff's motions in limine identified  
12 in the joint pretrial statement as ¶¶ 5C, 5E and 5F (pp. 10-11).

13 Defendants' Evidentiary Issues:

14 1. Defendants will move to preclude any evidence of,  
15 testimony relating to, questioning regarding, or any reference to,  
16 Dr. Bruce Gage or his inspection of the Sacramento County Jail, and  
17 his report thereafter.

18 2. Defendants will move to preclude any evidence of,  
19 testimony relating to, questioning regarding, or any reference to,  
20 Eldon Vail or his inspection of the Sacramento County Jail, and his  
21 report thereafter.

22 3. Defendants will move to preclude any evidence of,  
23 testimony relating to, questioning regarding, or any reference to  
24 any inspection of the Sacramento County Jail, or any report or  
25 letter prepared after such inspection, by Disability Rights  
26 California.

27 4. Defendants will move to preclude or limit the testimony  
28 of Phillip Stanley concerning his review of, or reliance on, the

1 Gage and or Vail report.

2 5. Defendants will move to exclude from evidence all expert  
3 witness reports on grounds they constitute hearsay.

4 6. Defendants will move to preclude any evidence, inference,  
5 question and/or argument that Charlene Williams was not legally  
6 qualified to practice as a nurse practitioner in a psychiatric  
7 setting.

8 7. Defendants will move to preclude Phillip Stanley from  
9 opining on the standard of care, as well as the adequacy of  
10 Danielle Dass, LCSW and Charlene Williams, N.P.s' mental health  
11 screenings or qualifications to perform such screenings.

12 VII. RELIEF SOUGHT

13 Plaintiff seeks economic damages in the amount of his medical  
14 expenses, as well as noneconomic damages. Plaintiff is not making  
15 any claim for loss of income or wages or punitive damages.

16 Defendants pray that Plaintiff take nothing by way of his  
17 complaint.

18 VIII. POINTS OF LAW

19 Trial briefs may be E-filed with the court no later than  
20 January 27, 2020. Any points of law not previously argued to the  
21 Court should be briefed in the trial briefs.

22 IX. ABANDONED ISSUES

23 A number of defendants have been dismissed following a motion  
24 to dismiss (The United States) and motions for summary judgment  
25 (County of Sacramento and associated individual defendants; Gregory  
26 Sokolov and Andrea Javist of the Regents). Apart from that,  
27 plaintiff is not aware of any abandoned issues.

28 ///

1 X. WITNESSES

2 Plaintiff's witness list is attached to this Pretrial  
3 Conference Order as Exhibit A.

4 Defendants' witness list is attached to this Pretrial  
5 Conference Order as Exhibit B.

6 Each party may call a witness designated by the other.

7 A. No other witnesses will be permitted to testify unless:

8 (1) The party offering the witness demonstrates that the  
9 witness is for the purpose of rebutting evidence which could not be  
10 reasonably anticipated at the Pretrial Conference, or

11 (2) The witness was discovered after the Pretrial  
12 Conference and the proffering party makes the showing required in  
13 "B" below.

14 B. Upon the post-Pretrial discovery of witnesses, the  
15 attorney shall promptly inform the court and opposing parties of  
16 the existence of the unlisted witnesses so that the court may  
17 consider at trial whether the witnesses shall be permitted to  
18 testify. The evidence will not be permitted unless:

19 (1) The witnesses could not reasonably have been  
20 discovered prior to Pretrial;

21 (2) The court and opposing counsel were promptly  
22 notified upon discovery of the witnesses;

23 (3) If time permitted, counsel proffered the witnesses  
24 for deposition;

25 (4) If time did not permit, a reasonable summary of the  
26 witnesses' testimony was provided opposing counsel.

27 ///

28 ///

1 XI. EXHIBITS, SCHEDULES AND SUMMARIES

2 Plaintiff's Exhibit List is attached to this Pretrial  
3 Conference Order as Exhibit C.

4 Defendants' Exhibit List is attached to this Pretrial  
5 Conference Order as Exhibit D.

6 Each party may use an exhibit designated by the other.

7 A. No other exhibits will be permitted to be introduced  
8 unless:

9 (1) The party proffering the exhibit demonstrates that  
10 the exhibit is for the purpose of rebutting evidence which could  
11 not be reasonably anticipated at the Pretrial Conference, or

12 (2) The exhibit was discovered after the Pretrial  
13 Conference and the proffering party makes the showing required in  
14 paragraph "B," below.

15 B. Upon the post-Pretrial discovery of exhibits, the  
16 attorneys shall promptly inform the court and opposing counsel of  
17 the existence of such exhibits so that the court may consider at  
18 trial their admissibility. The exhibits will not be received  
19 unless the proffering party demonstrates:

20 (1) The exhibits could not reasonably have been  
21 discovered prior to Pretrial;

22 (2) The court and counsel were promptly informed of  
23 their existence;

24 (3) Counsel forwarded a copy of the exhibit(s) (if  
25 physically possible) to opposing counsel. If the exhibit(s) may  
26 not be copied, the proffering counsel must show that he has made  
27 the exhibit(s) reasonably available for inspection by opposing  
28 counsel.

1 As to each exhibit, each party is ordered to exchange copies  
2 of the exhibit not later than fourteen (14) days before trial.  
3 Each party is then granted five (5) days to file and serve  
4 objections to any of the exhibits. In making the objection, the  
5 party is to set forth the grounds for the objection. The parties  
6 shall pre-mark their respective exhibits in accord with the Court's  
7 Pretrial Order. Exhibit stickers may be obtained through the  
8 Clerk's Office. An original and one (1) copy of the exhibits shall  
9 be presented to Harry Vine, Deputy Courtroom Clerk, at 8:30 a.m. on  
10 the date set for trial or at such earlier time as may be agreed  
11 upon. Mr. Vine can be contacted at (916) 930-4091 or via e-mail  
12 at: [hvine@caed.uscourts.gov](mailto:hvine@caed.uscourts.gov). As to each exhibit which is not  
13 objected to, it shall be marked and may be received into evidence  
14 on motion and will require no further foundation. Each exhibit  
15 which is objected to will be marked for identification only.

#### 16 XII. DISCOVERY DOCUMENTS

17 The list of Plaintiff's discovery documents (portions of  
18 deposition, interrogatories, and responses to requests for  
19 admission) they intend to use at trial is attached as Exhibit E.

20 The list of Defendants' discovery documents (portions of  
21 deposition, interrogatories, and responses to requests for  
22 admission) they intend to use at trial is attached as Exhibit F.

#### 23 XIII. FURTHER DISCOVERY OR MOTIONS

24 Pursuant to the court's Status Conference Order, all discovery  
25 and law and motion was to have been conducted so as to be completed  
26 as of the date of the Pretrial Conference. That order is  
27 confirmed. The parties are free to do anything they desire  
28 pursuant to informal agreement. However, any such agreement will

1 not be enforceable in this court.

2 XIV. STIPULATIONS

3 As a result of this October 23, 2016 suicide attempt, Mr.  
4 Mendez sustained fractures to his C5 and C6 cervical vertebrae and  
5 underwent spinal fracture reduction and fusion surgery. He  
6 sustained permanent spinal cord injury, resulting in permanent  
7 tetraplegia, with neurogenic bladder and bowel, neurogenic skin,  
8 and other sequelae of spinal cord injury.

9 The parties have stipulated that all records obtained by  
10 subpoena in the discovery of this case be deemed authenticated,  
11 such that custodians of records need not be called to testify.

12 The parties also stipulate that the entire Correctional Health  
13 Services chart, including all Jail Psychiatric Services charts and  
14 notation, may be admitted into evidence.

15 XV. AMENDMENTS/DISMISSALS

16 The parties do not anticipate or request any further  
17 amendments or dismissals.

18 XVI. FURTHER TRIAL PREPARATION

19 A. Counsel are directed to Local Rule 285 regarding the  
20 contents of trial briefs. Such briefs may be E-filed on or before  
21 January 27, 2020.

22 B. Counsel are further directed to confer and to attempt to  
23 agree upon a joint set of jury instructions. The joint set of  
24 instructions shall be lodged via ECF with the court clerk on or  
25 before January 27, 2020 and shall be identified as the "Jury  
26 Instructions Without Objection." As to instructions as to which  
27 there is dispute the parties shall submit the instruction(s) via  
28 ECF as its package of proposed jury instructions also on or before



1 January 31, 2020. This package of proposed instructions should not  
2 include the "Jury Instructions Without Objection" and should be  
3 clearly identified as "Disputed Jury Instructions" on the proposed  
4 instructions.

5 The parties shall e-mail a set of all proposed jury  
6 instructions in word format to the Court's Judicial Assistant, Jane  
7 Klingelhoets, at: [jklingelhoets@caed.uscourts.gov](mailto:jklingelhoets@caed.uscourts.gov).

8 C. It is the duty of counsel to ensure that a hard copy of  
9 any deposition which is to be used at trial has been lodged with  
10 the Clerk of the Court pursuant to Local Rule 133(j). The  
11 depositions shall be lodged with the court clerk no later than  
12 January 27, 2020. Counsel are cautioned that a failure to  
13 discharge this duty may result in the court precluding use of the  
14 deposition or imposition of such other sanctions as the court deems  
15 appropriate.

16 D. The parties are ordered to E-file with the court and  
17 exchange between themselves no later than January 27, 2020, a  
18 statement designating portions of depositions intended to be  
19 offered or read into evidence (except for portions to be used only  
20 for impeachment or rebuttal).

21 E. The parties are ordered to E-file with the court and  
22 exchange between themselves no later than January 27, 2020, the  
23 portions of Answers to Interrogatories and/or Requests for  
24 Admission which the respective parties intend to offer or read into  
25 evidence at the trial (except portions to be used only for  
26 impeachment or rebuttal).

27 F. Each party may submit proposed voir dire questions the  
28 party would like the court to put to prospective jurors during jury

1 selection. Proposed voir dire should be submitted via ECF no later  
2 than January 27, 2020.

3 G. Each party may submit a proposed verdict form that the  
4 party would like the Court to use in this case. Proposed verdict  
5 forms should be submitted via ECF no later than January 27, 2020.

6 H. In limine motions shall be E-filed separately on or  
7 before January 23, 2020. Opposition briefs shall be E-filed on or  
8 before January 28, 2020. No reply briefs may be filed.

9 XVII. SETTLEMENT NEGOTIATIONS

10 The parties have agreed to a private settlement conference  
11 before Honorable Richard Gilbert, retired, on January 15, 2020.

12 No formal Settlement Conference will be set before a Judge of  
13 this Court in this case at this time.

14 XVIII. AGREED STATEMENTS

15 See paragraph III, *supra*.

16 XIX. SEPARATE TRIAL OF ISSUES

17 Plaintiff and Defendants do not anticipate or request a  
18 separate trial of any issues.

19 XX. IMPARTIAL EXPERTS/LIMITATION OF EXPERTS

20 None.

21 XXI. ATTORNEYS' FEES

22 The matter of the award of attorneys' fees to prevailing  
23 parties pursuant to statute will be handled by motion in accordance  
24 with Local Rule 293.

25 XXII. MISCELLANEOUS

26 Plaintiff Luis Mendez is tetraplegic and with his current care  
27 is presently unable to stay out of town overnight. He resides in  
28 San Jose. Plaintiff requests that he be permitted to be absent

1 from the courtroom other than at the time of his testimony.  
2 Counsel for the parties have discussed this and it is anticipated  
3 they will be able to cooperate on the timing of his testimony to  
4 ensure it can be completed in a single day. Plaintiff would also  
5 request the assistance of the court in scheduling such testimony,  
6 especially if the timing requires taking some witnesses out of  
7 order. Plaintiff's requests are granted.

8 XXIII. ESTIMATE OF TRIAL TIME/TRIAL DATE

9 The parties estimate ten (10) to thirteen (13) court days for  
10 trial. Trial will commence on or about February 3, 2020, at 9:00  
11 a.m.

12 Counsel are to call Harry Vine, Courtroom Deputy, at  
13 (916) 930-4091, one week prior to trial to ascertain the status of  
14 the trial date.

15 XXIV. OBJECTIONS TO PRETRIAL ORDER

16 Each party is granted seven (7) days from the date of this  
17 Pretrial Order to object or respond to it via ECF.

18 IT IS SO ORDERED.

19 DATED: December 20, 2019

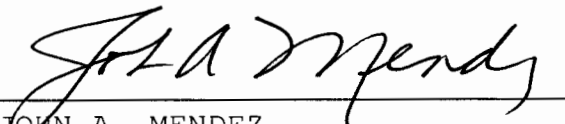
20   
21 \_\_\_\_\_  
22 JOHN A. MENDEZ  
23 United States District Judge  
24  
25  
26  
27  
28

EXHIBIT A

1 Douglas L. Gordon #163992  
Lyndsie N. Russell #309262  
2 MILES SEARS & EANNI  
2844 Fresno Street  
Fresno, California 93721  
3 (559) 486-5200  
(559) 486-5240 - Fax  
4

5 Attorneys for Plaintiff Luis Alberto Mendez Jimenez  
6

7 **UNITED STATES DISTRICT COURT**  
8 **EASTERN DISTRICT OF CALIFORNIA**  
9 **SACRAMENTO DIVISION**

10 LUIS ALBERTO MENDEZ JIMENEZ,  
11 Plaintiff,

12 v.

13 THE REGENTS OF THE  
UNIVERSITY OF CALIFORNIA;  
14 DANIELLE DASS, LCSW;  
CHARLENE WILLIAMS, N.P.,  
15 Defendants.  
16

Case No.: 2:18-CV-00044-JAM-KJN

**PLAINTIFF'S LIST OF WITNESSES**

**EXHIBIT A**

**Trial Date: February 3, 2020**

17 NOTICE IS HEREBY GIVEN that Plaintiff LUIS ALBERTO MENDEZ JIMENEZ  
18 will call the following witnesses to testify at the trial in this  
19 matter:

20 Plaintiff and Family Member:

21 Luis Mendez  
2390 Lucretia Avenue, Apt. 1511  
22 San Jose, California 95122

23 Amelia Mendez  
2390 Lucretia Avenue, Apt. 1511  
24 San Jose, California 95122

1        Medical Witnesses:

2        Mark W. Hawk, M.D. (Via Video)  
3        Kaiser Permanente - Sacramento Medical Center  
4        2025 Morse Avenue  
5        Sacramento, California 95825

6        Jason A. London, M.D. (Via Video)  
7        Kaiser Permanente - South Sacramento Medical Center  
8        6600 Bruceville Road  
9        Sacramento, California 95823

10       Pradeep Kumar, M.D. (Via Video)  
11       Fremont Hospital  
12       39001 Sundale Drive  
13       Fremont, California 94538

14       Miscellaneous Witnesses:

15       Deputy Sheriff Tinley Seitz  
16       Rio Cosumnes Correctional Center  
17       12500 Bruceville Road  
18       Elk Grove, California 95757

19       Deputy Sheriff Alexander Egenberger  
20       Rio Cosumnes Correctional Center  
21       12500 Bruceville Road  
22       Elk Grove, California 95757

23       Deputy Sheriff Jordan Lee  
24       Rio Cosumnes Correctional Center  
25       12500 Bruceville Road  
26       Elk Grove, California 95757

27       Gregory Sokolov, M.D. (Via Video)  
28       Jail Psychiatric Services  
29       University of California, Davis  
30       Department of Psychiatry  
31       Davis, California

32       ///

1 Danielle Dass, LCSW  
2 Jail Psychiatric Services  
3 University of California, Davis  
4 Department of Psychiatry  
5 Davis, California

6 Charlene Williams, N.P.  
7 Jail Psychiatric Services  
8 University of California, Davis  
9 Department of Psychiatry  
10 Davis, California

11 Andrea Javist (Via Video)  
12 Jail Psychiatric Services  
13 University of California, Davis  
14 Department of Psychiatry  
15 Davis, California

16 Manjeet Kaur, R.N.  
17 9948 Winkle Circle  
18 Elk Grove, California 95757

19 Sandra Venus  
20 Jail Psychiatric Services  
21 University of California, Davis  
22 Department of Psychiatry  
23 Davis, California

24 Elizabeth Weeks, R.N.  
9619 Hickory Railway  
Elk Grove, California 95624

Ming-Huei Wu, R.N.  
32 Shady River Circle  
Sacramento, California 95831

Bruce C. Gage, M.D. (Via Video)  
7802 Cody Street, W  
Lakewood, Washington 98499

Jerry Elder (Via Deposition Transcript)  
Jail Psychiatric Services  
University of California, Davis  
Department of Psychiatry  
Davis, California

24 ///

1 John Villaroman  
2 Jail Psychiatric Services  
3 University of California, Davis  
4 Department of Psychiatry  
5 Davis, California

6 Plaintiff's Retained Expert Witnesses:

7 Philip Stanley  
8 5440 46<sup>th</sup> Avenue SW  
9 Seattle, Washington 98136

10 Cheryl D. Wills, M.D.  
11 5247 Wilson Mills Road, PMB 452  
12 Cleveland, Ohio 44143

13 Linda D. Olzack, R.N., B.S.N., P.H.N., C.L.C.P.  
14 OLZACK HEALTHCARE CONSULTING, INC.  
15 1120 Commerce Avenue #15  
16 Atwater, California 95301

17 Amy L. Magnusson, M.D.  
18 Sharp Memorial Rehab. Hospital  
19 2999 Health Center Drive  
20 San Diego, California 92123

21 Tamorah Hunt, Ph.D.  
22 FORMUZIS HUNT & LANNING INC  
23 1851 East First Street, Suite 1160  
24 Santa Ana, California 92705.

DATED: December 12, 2019

MILES, SEARS & EANNI

By: \_\_\_\_\_  
DOUGLAS L. GORDON  
Attorneys for Plaintiff



EXHIBIT B

## **Exhibit B – Defendants’ Potential Trial Witness**

1. Joseph V. Penn, Ph.D., UTMB Correctional Managed Care, Director, Mental Health Services, UTMB Department of Psychiatry, 200 River Pointe Drive, Suite 200, Conroe, TX 77304.
2. Thomas Hedge, M.D., Northridge Hospital Medical Center, Center for Rehabilitation, 4th Floor, IFL, 18300 Roscoe Blvd., Northridge, CA 91325.
3. Scott Kush, M.D., JD, MPH, Life Expectancy Group, 1370 Willow Road, Menlo Park, CA 94025.
4. Mark Cohen, Cohen/Volk Economic Consulting Group, 1155 Alpine Road, Walnut Creek, CA 94596.
5. Melissa Keddington, R.N., Quality Life Care Plans, Inc., 4175 E. La Palma Avenue, Suite 270, Anaheim, CA 92807.
6. Robert Hales, M.D., Jail Psychiatric Services, UCDMC Department of Psychiatry, 2230 Stockton Blvd., Sacramento, CA 95817.
7. Andrea Javist, Jail Psychiatric Services, UCDMC Department of Psychiatry, 2230 Stockton Blvd., Sacramento, CA 95817.
8. Ming-Huei, Wu, c/o Correctional Health Services, Sacramento County Sheriff’s Department, 711 G Street, Sacramento, CA 95814.
9. Danielle Dass, LCSW, Jail Psychiatric Services, UCDMC Department of Psychiatry, 2230 Stockton Blvd., Sacramento, CA 95817.
10. Charlene Williams, NP, Jail Psychiatric Services, UCDMC Department of Psychiatry, 2230 Stockton Blvd., Sacramento, CA 95817.
11. Manjeet Kaur, RN, Correctional Health Services, Sacramento County Sheriff’s Department, 711 G Street, Sacramento, CA 95814.
12. Elizabeth Weeks, R.N., Correctional Health Services, Sacramento County Sheriff’s Department, 711 G Street, Sacramento, CA 95814.
13. Pradeep Kumar, M.D., Fremont Hospital, 39001 Sundale Dr., Fremont, CA 94538.
14. Jason London, M.D., Kaiser Permanente, 6600 Bruceville Rd., Sacramento, CA 95823.
15. Mark Hawk, M.D., Kaiser Permanente, 6600 Bruceville Rd., Sacramento, CA 95823.
16. Linton Holsenbeck, M.D., Narvaez Behavioral Health, 614 Tully Rd., San Jose, CA 95111.

**Exhibit B – Defendants’ Potential Trial Witness**

17. Deputy Tinley Seitz, Sacramento County Sheriff’s Department, 711 G Street, Sacramento, CA 95814.
18. Deputy Alexander Egenberger, Sacramento County Sheriff’s Department, 711 G Street, Sacramento, CA 95814.
19. Deputy Jordan Lee, Sacramento County Sheriff’s Department, 711 G Street, Sacramento, CA 95814.
20. Luis Alberto Mendez Jimenez, 2390 Lucretia Avenue, Apt. 1511, San Jose, CA 95122.
21. Alvino Mendez
22. Amelia Mendez, 2390 Lucretia Avenue, Apt. 1511, San Jose, CA 95122.

EXHIBIT C

1 Douglas L. Gordon #163992  
Lyndsie N. Russell #309262  
2 MILES SEARS & EANNI  
2844 Fresno Street  
Fresno, California 93721  
3 (559) 486-5200  
(559) 486-5240 - Fax  
4

5 Attorneys for Plaintiff Luis Alberto Mendez Jimenez  
6

7 **UNITED STATES DISTRICT COURT**  
8 **EASTERN DISTRICT OF CALIFORNIA**  
9 **SACRAMENTO DIVISION**

10 LUIS ALBERTO MENDEZ JIMENEZ,  
11 Plaintiff,

12 v.

13 THE REGENTS OF THE  
UNIVERSITY OF CALIFORNIA;  
14 DANIELLE DASS, LCSW;  
CHARLENE WILLIAMS, N.P.,  
15 Defendants.  
16

Case No.: 2:18-CV-00044-JAM-KJN

**PLAINTIFF'S LIST OF EXHIBITS**

**EXHIBIT C**

**Trial Date: February 3, 2020**

17 NOTICE IS HEREBY GIVEN that Plaintiff LUIS ALBERTO MENDEZ  
18 JIMENEZ intends to offer the following exhibits into evidence at  
19 trial in this matter:

- 20 1. JPS Policy and Procedure Manual - Bates JPS 1-395  
21 2. JPS Performance Reviews - Bates JPS 396-524  
22 3. Medical Records  
23 4. Medical records/x-rays from Kaiser Permanente  
24 5. Medical records from Santa Clara Valley Medical Center

- 1 6. Psychological records from Emergency Psychiatric Services -
- 2 Santa Clara Valley Medical Center
- 3 7. Psychological records from Fremont Hospital
- 4 8. Psychological records from Narvaez Behavioral Health
- 5 9. Pharmacy records from Valley Specialty Center Pharmacy
- 6 10. Cosumnes Fire Department Report
- 7 11. CHS County Medical Records - Bates CO\_000003-000191
- 8 12. CHS Appointment Log - Bates CO\_430-444
- 9 13. Jail Telephone Calls - audio and transcripts - Bates CO\_565
- 10 14. Contracts between Sacramento County and UC - Bates CO\_192-249
- 11 15. Luis Mendez Jimenez court records Re 7/26/13 assault charge
- 12 16. Jail videos - CO\_000001; CO\_000002
- 13 17. Plaintiff's Post-Accident photographs 092517
- 14 18. Plaintiff's injury photographs
- 15 19. Plaintiff's bedsore photographs July 2019
- 16 20. Plaintiff's bedsore photographs October 2019
- 17 21. Plaintiff's bedsore photographs November 2019
- 18 22. Plaintiff's Pre-Accident photographs
- 19 23. Plaintiff's injury photograph
- 20 24. IME Photographs by Linda Olzack, R.N. 052019
- 21 25. Photographs of prescription bottles
- 22 26. Control booth photographs-videos from County
- 23 27. RCCC inspection photographs 071018
- 24 28. RCCC inspection photographs by Phillip Stanley 071018

- 1 29. RCCC image from web
- 2 30. Report of Bruce Gage, M.D., date June 2016
- 3 31. Report of Eldon Vail, dated 2016
- 4 32. Report of Lindsay Hayes, dated November 2016
- 5 33. Report prepared by Philip Stanley
- 6 34. Report prepared by Cheryl Wills, M.D.
- 7 35. Report prepared by Linda D. Olazack, R.N.
- 8 36. Report prepared by Tamorah Hunt, Ph.D.
- 9 37. Report prepared by Amy L. Magnusson, M.D.
- 10 38. Report prepared by Joseph V. Penn, M.D.
- 11 39. Report prepared by Thomas L. Hedge, Jr., M.D.
- 12 40. Report prepared by Scott J. Kush, M.D.
- 13 41. Report prepared by Mark Cohen
- 14 42. Report prepared by Melissa A. Keddington, R.N.
- 15 43. Report prepared by Robert D. Canning, Ph.D.
- 16 44. Report prepared by Emily A. Keram, M.D.
- 17 45. Report prepared by David E. Raymond, Ph.D.
- 18 46. Plaintiff's immigration documents - U.S. Department of Justice,  
19 United States Immigration Court
- 20 47. County Incident Report - Bates CO\_250-276
- 21 48. County custody files - Bates CO\_277-296
- 22 49. PF-11s - Bates CO\_351-352
- 23 50. PF-5s - Bates CO\_353-356
- 24 51. Logbooks - Bates CO\_357-358

- 1 52. County General Orders
- 2 - Intake, Search, Reception - Bates CO\_3104-3107
- 3 - Psychiatric Services - Bates CO\_3206-3207
- 4 - Medical Intake Screening - CO\_3212-3213
- 5 - Health Records - CO\_3219-3220

6 53. "Oxford Textbook of Correctional Psychiatry"

7 54. "Psychiatric Services in Jails and Prisons" - APA

8 55. "Suicide Prevention Resource Guide" - NCCHC.

9 DATED: December 12, 2019 MILES, SEARS & EANNI

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By: \_\_\_\_\_  
DOUGLAS L. GORDON  
Attorneys for Plaintiff



EXHIBIT D

## Exhibit D

- A. Excerpts of Luis Mendez Jimenez's Correctional Health Services Records
- B. Excerpts of the Jail Psychiatric Services Policy & Procedure Manual
- C. Excerpts of Luiz Mendez Jimenez's Santa Clara Valley Medical Center Records
- D. Excerpts of Luiz Mendez Jimenez's Fremont Hospital Records
- E. Excerpts of Luiz Mendez Jimenez's Kaiser Permanente Records
- F. Excerpts of Luis Mendez Jimenez's Narvaez Behavioral Health Records
- G. Excerpts of Luis Mendez Jimenez's Emergency Psychiatric Services Records
- H. Excerpts of Luis Mendez Jimenez's Cosumnes Fire Department Records
- I. Defense Expert Mark Cohen's Cost of Care for Luis Mendez Jimenez
- J. Defense Expert Melissa Keddington's Side by Side Chart of Future Medical Care

### Needs and Costs

- K. Selected Photographs of Rio Cosumnes Correctional Center's KBN Housing

### Facility

- L. County Incident Report - Bates CO\_250-276
- M. County custody files - Bates CO\_277-296
- N. PF-11s - Bates CO\_351-352
- O. PF-5s - Bates CO\_353-356
- P. Logbooks - Bates CO\_357-358

EXHIBIT E

1 Douglas L. Gordon #163992  
Lyndsie N. Russell #309262  
2 MILES SEARS & EANNI  
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Fresno, California 93721  
3 (559) 486-5200  
(559) 486-5240 - Fax  
4

5 Attorneys for Plaintiff Luis Alberto Mendez Jimenez  
6

7 **UNITED STATES DISTRICT COURT**  
8 **EASTERN DISTRICT OF CALIFORNIA**  
9 **SACRAMENTO DIVISION**

10 LUIS ALBERTO MENDEZ JIMENEZ,  
11 Plaintiff,

12 v.

13 THE REGENTS OF THE  
UNIVERSITY OF CALIFORNIA;  
14 DANIELLE DASS, LCSW;  
CHARLENE WILLIAMS, N.P.,  
15 Defendants.  
16

Case No.: 2:18-CV-00044-JAM-KJN

**PLAINTIFF'S DISCOVERY DOCUMENTS  
LIST**

**EXHIBIT E**

**Trial Date: February 3, 2020**

17 NOTICE IS HEREBY GIVEN that Plaintiff LUIS ALBERTO MENDEZ JIMENEZ  
18 intends to offer the following discovery documents into evidence at  
19 trial in this matter:

20 **Designation of Deposition Testimony taken by Video**

21 Portions of the deposition via video of Mark Wade Hawk, M.D., taken  
22 on February 13, 2019, as follows:

23 5:1-6:4; 6:9-8:20; 9:5-19; 9:23-10:13; 10:18-11:18; 12:24-16:23;  
24 17:1-16; 18:9-22; 19:2-23:5; 23:9-27:13; 27:18-28:23; 29:6-23;

1 30:7-39:22.

2

3 Portions of the deposition via video of Jason A. London, M.D.,  
4 taken on June 7, 2019, as follows:

5 4:1-7:16; 8:1-22:2; 22:6-31:19; 31:24-38:20.

6

7 Portions of the deposition via video of Pradeep Kumar, M.D., taken  
8 on April 17, 2019, as follows:

9 4:1-17; 4:20-22:16; 22:21-31:16 [removed from 31:10: "from ICE;  
10 correct?" and removed from 31:12: "ICE"]; 31:20-33:6 [removed from  
11 32:19: "by ICE"]; 33:21-34:9; 34:12-35:1; 35:11-41:20; 42:1-48:22;  
12 48:25-49:12; 49:15-50:4; 50:20-21 [removed from 50:21: "I represent the  
13 County of"]; 50:23-51:1; 51:3-63:25; 64:14-17 [removed from 64:14: "A  
14 I remember the question."].

15

16 Portions of the deposition via video of Bruce Gage, M.D., taken on  
17 September 11, 2019, as follows:

18 7:7-17; 7:20-17:22; 18:18-19:4; 19:9-21; 20:14-21:16; 21:20-22:23;  
19 23:4-18; 23:21-24:2; 24:18-21; 25:2-5; 26:9-27:1; 27:3-5; 27:9-29:7;  
20 29:9-13; 29:22-30:10; 30:13-33:22; 34:1-35:4 [removed from 35:4: "What  
21 were your recommendations for what"]; 35:10-16; 35:21-36:12; 36:21-  
22 37:9; 37:17-39:7; 39:10-40:10; 40:13-41:3; 41:18-47:8.

23

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1 Portions of the deposition via video of Gregory Sokolov, M.D.,  
2 taken on April 29, 2019, as follows:

3 6:15-18; 9:7-16; 10:6-25; 11:24-12:16; 13:11-25; 14:23-16:12;  
4 17:4-9; 17:16-24 [removed from 17:24: "So this was an example of a"];  
5 18:10-16; 19:23-20:10; 24:8-25:11 [removed from 25:11: "One of the"];  
6 27:9-12; 27:18-22; 30:19-21; 30:25-31:1; 32:16-19; 35:11-15; 35:19-  
7 36:1; 37:6-8; 37:11; 37:21-23; 38:1; 40:13-14; 40:17-22; 40:25-41:1;  
8 41:24-42:2; 43:10-14; 43:17-21; 44:1-5; 44:12-19; 45:2-8; 45:14-18;  
9 47:16-48:1; 48:5; 49:21-25 [removed from 49:25: "It is part of"]; 53:14-  
10 19; 55:13-22; 56:14-16; 56:19-20; 57:2-7; 58:16-19; 59:4-10; 59:25-  
11 60:13; 60:16-22; 60:25-61:18; 67:3-7; 68:1-2; 68:7-11; 68:25-69:4;  
12 70:10-20; 78:1-8; 79:1-6; 80:5-6; 80:9-11 [removed from 80:11: "You are  
13 going to have variability in"]; 82:6-12; 85:17-25; 86:17-19; 87:2-6;  
14 94:4-95:10.

15  
16 Portions of the deposition via video of Andrea Javist taken on May  
17 16, 2018, as follows:

18 6:14-19; 9:21-23; 11:2; 17:20-19:7; 21:1-6; 22:16-21; 24:7-9;  
19 25:18-24; 26:6-11; 29:14-22 [removed from 29:22: "And so they would  
20 formally either go to the"]; 32:18-24; 33:16-23; 35:18-22; 36:4-9;  
21 36:12-19; 37:9-10; 37:20-23; 38:3-8 [removed from 38:8: "So if there's  
22 a concern raised from CHS's"]; 39:2-7 [removed from 39:7: "And so it"];  
23 39:16-21; 42:5-7; 42:12-16 [removed from 42:16: "So that's when this  
24 would come -- this"]; 43:5-13; 43:21-44:1; 44:6-9 [removed from 44:9:

1 "There are some forms"]; 44:23-45:5; 48:9-12; 48:19-22; 50:11-14; 51:1-  
2 6; 51:17-52:15 [removed from 52:15: "Sometime they're"]; 55:3-7; 55:17-  
3 56:4 [removed from 56:4: "So whoever's making the"]; 58:6-19; 58:24-  
4 59:12; 59:17-20; 60:1-6 [removed from 60:6: "But I can't if they made  
5 that"]; 61:7; 61:20-62:1; 62:12-14; 63:6-19; 64:1-2 [removed from 64:2:  
6 "And they would --"]; 65:19-66:2; 66:10-21; 67:6-11; 68:9-13; 69:12-  
7 19; 70:15-20; 71:9-12; 71:23-72:3 [removed from 72:3: "They also have  
8 a desktop at their"]; 73:1-3; 74:2-5; 74:9-19; 75:2-5; 75:22-76:1; 76:5-  
9 6; 76:9-12; 76:17-18; 77:17-21; 77:23-78:7; 82:6-19 [removed from  
10 82:19: "And that is, you know, that's a"]; 83:1-2; 84:10-18; 85:7-15;  
11 87:10-23; 88:24-89:8; 92:2-7; 94:5-14; 96:1-2; 96:21-24; 97:5-11;  
12 97:19-24; 99:9-12; 99:16-18; 100:17-23; 101:25-102:4; 104:5-10; 105:9-  
13 16; 105:25-106:4; 106:9-16; 106:21-107:1; 107:14-19; 114:4-7 [removed  
14 from 114:7: "Well -- could you repeat the question?"]; 114:13-15;  
15 114:20-115:1; 117:24-118:10; 120:23-25 [removed from 120:25: "Oh, well,  
16 JBCT. We added the JBCT"]; 123:18-124:17; 125:11-21; 126:10-15; 126:24-  
17 127:12; 128:8-13; 129:3-6; 131:22-132:13; 135:3-14; 136:15-20; 139:21-  
18 24; 142:9-17; 142:23-25; 143:14-18; 144:8-14; 146:6-12.

19       These are the portions of the above-mentioned transcript that  
20 Plaintiff designates to offer at trial via video.

21

22       **Designation of Deposition Testimony**

23       Portions of the deposition of Jerry Elder taken on May 16, 2018,  
24 to be read at trial as follows:

1 5:13-17; 8:24-9:12; 11:11-14; 13:19-25; 16:3-13; 19:9-18; 20:4-  
2 11; 20:22-25; 21:1-8; 22:18-23:2; 28:6-14.

3 These are the portions of the above-mentioned transcripts that  
4 Plaintiff designates to offer at trial.

5 DATED: December 12, 2019 MILES, SEARS & EANNI

6  
7 By: \_\_\_\_\_  
8 DOUGLAS L. GORDON  
9 Attorneys for Plaintiff  
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EXHIBIT F

## **Exhibit F – Defendants Discovery Documents**

Defendants intend to offer at trial portions of the depositions of the following witnesses:

1. Mendez, Amelia – 17:1-14; 26:22-27:17; 37:5-24.
2. Mendez, Luis – 47:21-51:14; 65:17-75:6.

Defendants intend to offer at trial portions of the depositions of the following witnesses, as necessary for impeachment or rebuttal:

3. Canning, Robert
4. Cohen, Mark
5. Dass, Danielle
6. Egenberger, Alexander
7. Elder, Jerry
8. Griem, Darin
9. Hawk, Mark
10. Hedge, Thomas
11. Javist, Andrea
12. Kaur, Manjeet
13. Keddington, Melissa
14. London, Jason
15. Magnusson, Amy
16. Olzack, Linda
17. Penn, Joseph
18. Raymond, David
19. Roof, Jason
20. Seitz, Tinley

**Exhibit F – Defendants Discovery Documents**

21. Sokolov, Gregory
22. Stanley, Phillip
23. Torgerson, David
24. Venus, Sandra
25. Wallace, Martin
26. Weeks, Elizabeth
27. Williams, Charlene
28. Wills, Cheryl
29. Wu, Ming-Huei