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7 *Attorneys for Defendant Maxwell-Jolly*
 8 [Plaintiffs' counsel listed on signature page]

9 IN THE UNITED STATES DISTRICT COURT
 10 FOR THE NORTHERN DISTRICT OF CALIFORNIA
 11

12 SANTA ROSA MEMORIAL HOSPITAL,
 13 ET AL.,
 14 Plaintiffs,
 15 v.
 16 DAVID MAXWELL-JOLLY, Director of the
 17 California Department of Health Care Services,
 18 Defendant.

Case No. 3:08-cv-05173-SC

**STIPULATION AND ~~PROPOSED~~
 ORDER RESCHEDULING CASE
 MANAGEMENT CONFERENCE**

Date: September 11, 2009
 Time: 10:00 a.m.
 Courtroom: 1
 Judge: The Honorable Samuel Conti
 Trial Date: None Set
 Action Filed: November 14, 2008

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 20 Pursuant to Rules 6-1(b) and 6-2 of the Local Rules of Practice in Civil Proceedings before
 21 the United States District Court for the Northern District of California (Civil L.R.), the parties,
 22 through their respective counsel, stipulate and agree as follows:

23 **RECITALS**

- 24 1. A case management conference is currently scheduled for August 28, 2009 (Docket
 25 No. 55).
 26 2. To accommodate the professional and personal commitments of defendant's counsel,
 27 the parties agree that, with the court's permission, the August 28 case management conference
 28 shall be rescheduled for September 11, 2009, at 10:00 a.m.

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PLAINTIFFS SANTA ROSA MEMORIAL
HOSPITAL, ET AL.

/s/ Michael S. Sorgen
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Attorneys for Plaintiffs

Pursuant to paragraph X.B of General Order No. 45 of this court, the filer of this document attests that concurrence in the filing of this document was obtained from plaintiffs' counsel on August 21, 2009.

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: August 24, 2009

The Honorable Sa
UNITED STATES



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9 FOR THE NORTHERN DISTRICT OF CALIFORNIA
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11 SANTA ROSA MEMORIAL HOSPITAL,
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15 DAVID MAXWELL-JOLLY, Director of the
16 California Department of Health Care Services,

17 Defendant.

Case No. 3:08-cv-05173-SC

**DECLARATION OF MICHAEL A.
ZWIBELMAN IN SUPPORT OF
PROPOSED ORDER RESCHEDULING
CASE MANAGEMENT CONFERENCE**

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19 I, MICHAEL A. ZWIBELMAN, declare as follows pursuant to 28 U.S.C. § 1746:

20 1. I am an attorney licensed to practice law in the State of California and am employed
21 as a Deputy Attorney General with the California Attorney General's Office, 455 Golden Gate
22 Avenue, Suite 11000, San Francisco, California, 94102. I currently serve as counsel for the
23 defendant in the above-captioned action. Except as otherwise specified, the facts stated in this
24 declaration are based upon my own personal knowledge, and if called upon to testify I would
25 competently do so as follows:
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