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6 Attorney(s) for the County of Marin, Teresa Torrance Tillman

7
 8 UNITED STATES DISTRICT COURT
 9 NORTHERN DISTRICT OF CALIFORNIA

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 11
 12 Lori Marziano,

13 Plaintiff,

14 v.

15 County of Marin, Teresa Torrence-Tillman, and
 16 Does 1 through 50, inclusive,

17 Defendant

Case No.: CV 10 2740 EMC

STIPULATION REGARDING
 INDEPENDENT MEDICAL EXAMINATION
 ORDER

- 18 1. WHEREAS, the parties agree that Lori Marziano has made claims in this action that
 19 she suffers from severe and continuing emotional distress, manifesting in physical
 20 injuries.
- 21 2. WHEREAS, the parties agree that Plaintiff Lori Marziano will stipulate to a mental
 22 examination under FRCP 25(b)(6);
- 23 3. WHEREAS, the parties agree that the examination will encompass psychiatric testing
 24 including neurocognitive testing that will last four to six hours. Additionally, the
 25 testing will include a psychiatric examination that will last approximately four hours.
 26 The parties agree to schedule the testing over two days.

1 4. WHEREAS, Defendants agree to provide Plaintiff Marziano's counsel with an
2 examination notice prepare pursuant to FRCP 35(a)(2)(B), and Plaintiff Marziano will
3 comply with the notice, so long as the notice sets for the examiner's name, the
4 examination date, time and place, and the examination's scope.

5 5. WHEREAS, all counsel agree that any report or reports and or the findings contained
6 in those reports shall be considered confidential and for use in connection with this
7 lawsuit. The parties agree that the report will not be disclosed to anyone with the
8 exception of County Counsel and the relevant decision-makers for settlement. Parties
9 further agree that it will not be disclosed to anyone in the County Probation
10 Department, with the exception of the named individual defendant and the Chief
11 Probation Officer, who will not disclose it to anyone else in Probation. If the County
12 in good faith believes it is necessary to provide the IME Report to an outside person
13 other than the individuals listed above including any other health care provider, it will
14 not do so without first meeting and conferring with Plaintiff's counsel no less than
15 seven business days prior to such a dissemination to provide Plaintiff's counsel with
16 the opportunity to seek a protective order should they deem it appropriate.

17 Date: April 27, 2011

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19 PATRICK K. FAULKNER
20 COUNTY COUNSEL

21 By: /s/ _____
22 Sheila Lichtblau
23 Deputy County Counsel
24 Defendant County of Marin

25 Date: April 27, 2011 _____

26 BROWN POORE LLP

27 By: /s/ _____
28 David Poore
2 Attorney for Plaintiff

STIPULATION REGARDING INDEPENDENT MEDICAL EXAMINATION

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Date: April 27, 2011

By: _____/s/_____
Cabral Bonner
Law Offices Bonner & Bonner
Attorneys for Plaintiffs

IT IS SO ORDERED:

Edward M. Chen
U.S. Magistrate Judge

