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13 Attorneys for Plaintiff Laura Fowler

14 UNITED STATES DISTRICT COURT  
 15 NORTHERN DISTRICT OF CALIFORNIA

17 LAURA FOWLER,  
 18 Plaintiff,  
 19 v.  
 20 KINDRED HEALTHCARE  
 OPERATING, INC., a Delaware  
 Corporation; KINDRED HEALTHCARE  
 21 OPERATING, INC., a Delaware  
 Corporation doing business as CARE  
 22 CENTER OF ROSSMOOR; CARE  
 23 CENTER OF ROSSMOOR; a business  
 entity, form unknown; and Does 1 - 20,  
 24 Defendants.

Case No. CV 11-04600 EDL

**STIPULATION AND [PROPOSED]  
 ORDER CONTINUING INITIAL CASE  
 MANAGEMENT CONFERENCE  
 [N.D. Cal. L. R. 7-12; 16-2(e)]**

Magistrate Judge Elizabeth D. Laporte  
 Courtroom: E

1 Plaintiff LAURA FOWLER ("Plaintiff") and Defendants KINDRED HEALTHCARE  
2 OPERATING, INC. and CARE CENTER OF ROSSMOOR, LLC DBA KINDRED  
3 TRANSITIONAL CARE AND REHABILITATION - WALNUT CREEK ("Defendants"), by  
4 and between their respective attorneys of record, hereby stipulate as follows:

5 1. Lead trial counsel, D. Gregory Valenza, Esq., is scheduled to begin a jury trial in  
6 Sacramento County Superior Court on JANUARY 3, 2012. The trial already has commenced  
7 (motions in limine have been decided, the courtroom is reserved, etc.), so this date is a firm trial  
8 date.

9 2. This Court's Order Setting Initial Case Management Conference and ADR  
10 Deadlines scheduled the Initial Case Management Conference on JANUARY 3, 2012.

11 3. The Standing Order re Case Management Conference of Courtroom E requires the  
12 lead trial counsel to attend the case management conference.

13 4. A brief continuance of the Initial Case Management Conference to either  
14 FEBRUARY 7 or 21, 2012 is necessary because lead trial counsel, D. Gregory Valenza, will not  
15 be able to attend the scheduled case management conference as he is scheduled to begin trial on  
16 the same date.

17 5. Pursuant to Local Rules 7-12 and 16-2(e), the parties agree to a continuance of the  
18 Initial Case Management Conference to either FEBRUARY 7 or 21, 2012, or as soon thereafter  
19 as compatible with this Court's case management calendar.

20 6. Pursuant to this Court's Order Setting Initial Case Management Conference and  
21 ADR Deadlines, all other deadlines, including Initial Disclosures and Joint Case Management  
22 Statement, will be continued accordingly.

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SO STIPULATED:

Dated: December 7, 2011

Respectfully submitted,

SHAW VALENZA LLP

By: s/D. Gregory Valenza  
D. Gregory Valenza  
Amy K. Lee  
Attorneys for Defendants  
Kindred Healthcare Operating, Inc. and  
Care Center of Rossmoor, LLC dba  
Kindred Transitional Care and  
Rehabilitation - Walnut Creek

Dated: December 7, 2011

Respectfully submitted,

LAW OFFICES OF JEREMY PASTERNAK

By: s/Anthony Oceguela  
Jeremy Pasternak  
Anthony Oceguela  
Attorneys for Plaintiff  
Laura Fowler

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**ORDER**

Pursuant to the parties' Stipulation, and GOOD CAUSE APPEARING therefore:

IT IS HEREBY ORDERED that the Initial Case Management Conference in this matter be and is hereby CONTINUED to February 7, 2012, at 10:00 a.m.

IT IS FURTHER ORDERED that all deadlines, including those for Initial Disclosures and Joint Case Management Statement, are continued accordingly.

DATED: December 7 2011

