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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

JAMESON ASHLEY,  
Plaintiff,

v.

CITY AND COUNTY OF SAN  
FRANCISCO, MICHAEL HENNESSEY,  
individually and in his official capacity as  
Sheriff of the San Francisco County Sheriff's  
Department; and DOES 1 to 30,  
Defendants.

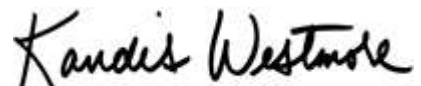
Case No.: CV-12-00045-JSW (KAW)

ORDER TO SUBMIT DECLARATIONS IN  
SUPPORT OF 12/13/2012 DISCOVERY  
LETTER

Before the Court is a joint discovery letter filed on December 13, 2012. (Dkt. No. 62). While there is no dispute that Plaintiff Jameson Ashley has put his mental state in controversy and that good cause exists to conduct a Rule 35 mental examination, the parties disagree as to the length and scope of the examination, the presence of a third party during the examination, and whether the examination may be tape recorded. (*Id.*)

Upon review of the joint letter, the Court ORDERS the parties to submit declarations from their respective psychological experts and/or treating physicians attesting to the facts presented in the 12/13/2012 Joint Letter on or before January 28, 2013. No further briefing is necessary at this time. Upon receipt of the declarations, the Court will decide whether a hearing or further briefing is required to resolve this dispute.

Dated: January 14, 2013



KANDIS A. WESTMORE  
United States Magistrate Judge