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2	City Attorney CHERYL ADAMS, State Bar #164194		
3	Chief Trial Deputy WARREN METLITZKY, State Bar #220758		
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9	Attorneys for Defendants CITY AND COUNTY OF SAN FRANCISCO, SF POLICE CHIEF GREG SUHR in his official capacity only, SF SHERIFF VICKI HENNESSY in her official capacity only, DEPUTY SHERIFF CURLEY, DEPUTY SHERIFF ROLD, DEPUTY SHERIFF GRANT, OFFICER MACMAHON, OFFICER FOLTZ.		
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13	Thympo are the promptor collect		
14	UNITED STATES DISTRICT COURT		
15	NORTHERN DISTRICT OF CALIFORNIA		
16	DAVID J. PRYOR aka LATIYA PRYOR,	Case No. CV 12 2696	
17	Plaintiff,	[ <del>PROPOSED]</del> ORDER GRANTING MOTION FOR ORDER FOR MENTAL AND PHYSICAL	
18	VS.	EXAMINATIONS C	F PLAINTIFF
19	CITY AND COUNTY OF SAN FRANCISCO; SAN FRANCISCO POLICE	Hearing Date:	June 4, 2013
20	DEPARTMENT; SAN FRANCISCO POLICE CHIEF GREG SUHR, individually and in his	Time: Place:	9 a.m. Courtroom E, 15 <sup>th</sup> Floor
21	official capacity; SAN FRANCISCO SHERIFF DEPARTMENT; former San		450 Golden Gate Ave. San Francisco
22	Francisco Sheriff, MICHAEL HENNESSY, individually and in his official capacity; San	Trial Date:	November 4, 2013
23	Francisco Acting Sheriff, VICKI HENNESSY, in her official capacity; DEPUTY SHERIFF		, 2000
24	SUTTER; DEPUTY SHERIFF MARTINEZ; and DOES 1 TO 100.		
25	Defendants.		
26			
27	TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:		
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[Proposed]Order Re IMEs CASE NO. CV 12 2696 EDL Dated: <u>June 13</u>, 2013

On June 4, 2013, Defendant City and County of San Francisco et al.'s Motion For Order Granting Motion For Order For Mental And Physical Examinations Of Plaintiff, came on regularly for hearing, the Honorable Elizabeth LaPorte, presiding. Quinton Cutlip appeared on behalf of Plaintiff David Pryor aka Latiya Pryor and Deputy City Attorney James Hannawalt and Deputy City Attorney Warren Metlitzky appeared on behalf of the City and individually named City defendants. After full consideration of the briefing and the arguments of counsel, this Court GRANTS the motion.

It is **ORDERED** that Plaintiff must appear June 7, 2013, starting at 9 a.m at the office of Dr. Joanna Berg, 5665 College Ave., Suite 240E, Oakland, California, 94618, unless otherwise mutually agreed to by the parties, and submit to a mental examination by Dr. Joanna Berg. The examination shall take no longer than six (6) hours excluding reasonable rest and food breaks. Dr. Berg may employ widely accepted written tests, in her discretion, including the MMPI-2, MCMI-III, Rorschach Inkblot Test, and Rotter Sentence Completion. The specific tests to be administered will be revealed at the time of the examination. Dr. Berg is authorized to conduct a clinical interview of Plaintiff designed to provide her with sufficient information to evaluate Plaintiff's condition and to assist her in interpreting test results. Dr. Berg may ask and Plaintiff shall answer questions regarding the events that are the subject of this action only to the extent necessary for Dr. Berg properly to evaluate Plaintiff's mental condition. No persons other than Plaintiff, Dr. Berg and necessary staff to assist Dr. Berg, may attend. The examination may be recorded.

5. Further, it is **ORDERED** that Plaintiff must appear June 6, 2013 at 11:45 a.m. 1750 El Camino Real, Suite 206, Burlingame, California, unless otherwise mutually agreed to by the parties, and submit to a physical examination by Nikolajs A. Lapins M.D.,whose specialty is dermotology. The examination will be a physical examination of plaintiff's head and scalp. The doctor will touch the areas of his body that plaintiff claims to have injured by the removal of her hair weave at the San Francisco County Jail on July 13, 2011. The doctor will ask plaintiff questions about her claimed injuries, past treatment and use of hair weaves and hair products.

IT IS SO ORDERED.

Elijah D. Lante MAGISTRATE JUDGE, U.S. DISTRICT COURT