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12 Attorneys for Defendants Good Samaritan Hospital LP, a
 13 Delaware limited partnership, Samaritan, LLC, a
 Delaware limited liability company, Good Samaritan
 14 Hospital Medical Staff, a California unincorporated
 association, Steven M. Schwartz, M.D., Bruce G. Wilbur,
 15 M.D.

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 17 UNITED STATES DISTRICT COURT
 18 NORTHERN DISTRICT OF CALIFORNIA
 19 SAN FRANCISCO DIVISION

20 J. Augusto Bastidas, M.D.,

21 Plaintiff,

22 v.

23 Good Samaritan Hospital LP, a Delaware
 24 limited partnership; Samaritan, LLC, a
 Delaware limited liability company; Good
 25 Samaritan Hospital Medical Staff, a California
 unincorporated association; Steven M.
 26 Schwartz, M.D.; and Bruce G. Wilbur, M.D.,

27 Defendants.
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CASE NO. 5:13-cv-04388-SI

**JOINT STIPULATION AND ~~PROPOSED~~
 ORDER TO CONTINUE HEARING ON
 MOTION TO DISMISS AND CASE
 MANAGEMENT CONFERENCE**

Judge: Hon. Susan Illston
 Complaint Filed: September 20, 2013
 Trial Date: None Set

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2 WHEREAS, on July 22, 2014, the court issued an order, per the parties' joint stipulation,
3 setting a briefing schedule on Plaintiff's Third Amended Complaint and continuing the Initial Case
4 Management Conference to December 5, 2014;

5 WHEREAS, on September 17, 2014, the court continued the hearing on Defendants' Motion
6 to Dismiss the Third Amended Complaint to November 12, 2014;

7 WHEREAS, on October 29, 2014, the court continued the hearing on Defendants' Motion to
8 Dismiss the Third Amended Complaint to November 13, 2014;

9 WHEREAS defense counsel is unavailable to attend the hearing on November 13, 2014;

10 WHEREAS, the parties have agreed, subject to the court's approval, to continue the hearing
11 on Defendants' Motion to Dismiss the Third Amended Complaint to December 12, 2014 at 9:30 a.m.,
12 or a date thereafter that is convenient for the court;

13 WHEREAS, the parties also agree, subject to the Court's approval, to continue the Initial
14 Case Management Conference to December 12, 2014 at 2:30 p.m., and to file a Joint Case
15 Management Statement seven days before the conference;

16 WHEREAS, the parties agree that these modifications will bring efficiencies to the handling
17 and scheduling of the case;

18 IT IS HEREBY STIPULATED AND AGREED, subject to the Court's approval, that:

- 19
- 20 • The Hearing on Defendants' Motion to Dismiss the Third Amended Complaint shall
21 be continued from November 13, 2014 to December 12, 2014, or a date thereafter that
22 is convenient for the court;
 - 23 • The Initial Case Management Conference shall be continued from December 5, 2014
24 to December 12, 2014, or a date thereafter that is convenient for the court;
 - 25 • The parties will file a Joint Case Management Statement on December 5, 2014
- 26
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1 DATED: November 5, 2014

HENNEFER, FINLEY & WOOD, LLP

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3 BY: /s/ James A. Hennefer
4 JAMES A. HENNEFER
5 Attorneys for Plaintiff J. Augusto Bastidas, M.D.

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7 DATED: November 5, 2014

GIBSON, DUNN & CRUTCHER LLP

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9 BY: /s/ Thad A. Davis
10 THAD A. DAVIS
11 MICHAEL LI-MING WONG
12 VANESSA A. PASTORA
13 Attorneys for Defendants Good Samaritan
14 Hospital, L.P., Samaritan, LLC, Good Samaritan
15 Hospital Medical Staff, Steven M. Schwartz, M.D.,
16 and Bruce G. Wilbur, M.D.

[PROPOSED] ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: Nov. 10, 2014

By: 
HONORABLE SUSAN ILLSTON

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1 **FILER'S ATTESTATION**

2 I, Thad Davis, am the ECF user whose ID and password are being used to file this Joint
3 Stipulation and [Proposed] Order to Continue Case Management Conference Set Briefing Schedule
4 on Amended Complaint. I hereby attest that James A. Hennefer has concurred in this and has
5 authorized me to affix his electronic signature to this Stipulation.

6 Dated: November 5, 2014

7 /s/ Thad Davis

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1 **CERTIFICATE OF SERVICE**

2 I, Ariella Jones, declare as follows:

3 I am employed in the County of San Francisco, State of California, I am over the age of
4 eighteen years and am not a party to this action; my business address is 555 Mission Street, Suite
5 3000, San Francisco, CA 94105-0921, in said County and State. On November 5, 2014, I served the
6 following document:

7 **JOINT STIPULATION AND [PROPOSED] ORDER TO CONTINUE
8 HEARING ON MOTION TO DISMISS AND CASE MANAGEMENT
9 CONFERENCE**

10 on the parties stated below, by the following means of service:

- 11 **BY ELECTRONIC TRANSFER TO THE CM/ECF SYSTEM:** On this date, I electronically uploaded a true
12 and correct copy in Adobe "pdf" format the above-listed document(s) to the United States District Court's Case
13 Management and Electronic Case Filing (CM/ECF) system. After the electronic filing of a document, service is
14 deemed complete upon receipt of the Notice of Electronic Filing ("NEF") by the registered CM/ECF users.
- 15 I am employed in the office of Thad A. Davis, a member of the bar of this court, and that the foregoing document
16 was printed on recycled paper.
- 17 **(FEDERAL)** I declare under penalty of perjury that the foregoing is true and correct.

18 Executed on November 5, 2014.

19 /s/ Ariella Jones
20 Ariella Jones