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9 Attorneys for Federal Defendants

10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA
12 SAN FRANCISCO DIVISION

13 SANTA ROSA MEMORIAL HOSPITAL,) CASE NO. 3:14CV1345 SC
14)
15 Plaintiff,) STIPULATION AND ~~PROPOSED~~ ORDER
16 v.) CONTINUING INITIAL CASE MANAGEMENT
17) CONFERENCE

18 KATHLEEN SEBELIUS, IN HER OFFICIAL) Date: June 20, 2014
19 CAPACITY AS SECRETARY OF HEALTH) Time: 10:00 am
20 AND HUMAN SERVICES' UNITED STATES) Courtroom 1, 17th floor
21 DEPARTMENT OF HEALTH AND HUMAN)
22 SERVICES; MARILYN TAVENNER, IN HER)
23 OFFICIAL CAPACITY AS ACTING)
24 ADMINISTRATOR OF THE CENTERS FOR)
25 MEDICARE & MEDICAID SERVICES;)
26 CENTERS FOR MEDICARE AND)
27 MEDICAID SERVICES;)
28 HEALTHDATAINSIGHTS, INC.;)
PALMETTO GBA, LLC; AND MAXIMUS)
FEDERAL SERVICES, INC.)
Defendants.)

1 Pursuant to Civil Local Rules 6-2 and 7-12 of the Northern District of California, Federal
2 Defendants¹ and Plaintiff Santa Rosa Memorial Hospital (“Plaintiff”), by and through their respective
3 counsel, hereby stipulate to continue the initial case management conference, as follows:

4 1. On March 24, 2014, Plaintiff filed its complaint in this matter;

5 2. On March 25, 2014, the Court set this matter for an initial case management conference on
6 June 10, 2014 at 10:00 a.m. before the Honorable Elizabeth D. Laporte;

7 3. On April 22, 2014, this case was reassigned to the Honorable Samuel Conti and all then-
8 scheduled dates were vacated;

9 4. On April 24, 2014, the Court set this matter for an initial case management conference on
10 June 20, 2014, at 10:00 am before the Honorable Samuel Conti;

11 5. On May 16, 2014, the United States Attorney’s Office for the Northern District of California
12 was served with a copy of Plaintiff’s Complaint by personal service;

13 6. Pursuant to Federal Rule of Civil Procedure 12(2), Federal Defendants’ response to the
14 Complaint is due to be filed and served on July 15, 2014;

15 7. Because the U.S. Attorney’s Office was just recently served with the Complaint in this
16 action, and the Federal Defendants’ response is not due until after the initial case management
17 conference as currently scheduled, Federal Defendants and Plaintiff jointly request that the initial case
18 management conference be continued to August 8, 2014, at 10:00 am for all parties;

19 8. No prior extensions of time have been requested or granted; and

20 9. This change will not alter the date of any event or any deadline already fixed by the Court
21 order, other than the date for the initial case management conference.

22 THEREFORE, the parties respectfully request that the Court continue the June 20, 2014 case
23 management conference until August 8, 2014, at 10:00 am.

24 //

25 //

26 _____
27 ¹Undersigned counsel for Federal Defendants are appearing for the sole purpose of this stipulated
28 continuance request and are not waiving any defenses. At the present time, “Federal Defendants”
includes all named defendants except HealthDataInsights, Inc., Palmetto GBA, LLC, and Maximus
Federal Services, Inc. These entities are contractors and have not yet been served with the Complaint.

1 DATED: May 29, 2014

Respectfully submitted,

2 MELINDA HAAG
United States Attorney

3 By:

4 /s/ Erica Blachman Hitchings
5 ERICA BLACHMAN HITCHINGS
6 Assistant United States Attorney²

7 Attorneys for Federal Defendants

8
9 DATED: May 29, 2014

POLSINELLI P.C.

10 By:

11 /s/Anthony Bonuchi
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21 Attorneys for Plaintiff
Santa Rosa Memorial Hospital

22 **PROPOSED ORDER**

23 PURSUANT TO STIPULATION, IT IS SO ORDERED. The initial case management conference
24 currently set for June 20, 2014 is continued to August 8, 2014 at 10:00 am.

25 Dated: 05/30/2014

26 
27 Honorable Samuel Conti
28 UNITED STATES DISTRICT COURT JUDGE

² I, Erica Blachman Hitchings, hereby attest that I obtained the concurrence in the filing of this document of all signatories whose signatures are represented by /s/.