

1 judgment motions from October 12, 2011 to December 14, 2011 pursuant to stipulation of the
2 parties at the request of Plaintiff's counsel. At the December 14, 2011 hearing the Court granted
3 the motion for summary judgment submitted on behalf of Defendants Kaiser Foundation Health
4 Plan, Inc., and Kaiser Foundation Hospitals. The Court took Defendant TPMG's motion for
5 summary judgment under submission.

6 2. Any expert selections and disclosures will necessarily depend on the outcome of
7 the which claims, if any, remain after the Court's ruling on the summary judgment motion.
8 Without this continuance, the parties risk expending significant time, effort, and cost in
9 identifying and retaining experts that are ultimately unnecessary for trial in advance of the
10 disclosure date.

11 3. This proposed change to the expert disclosure deadline does not alter the February
12 27, 2012 trial date. The parties agree that this change will not be raised as a basis for any
13 subsequent request for a trial continuance.

14 IT IS HEREBY STIPULATED BY THE PARTIES that the expert disclosure deadline
15 will be extended as follows:

16 1. Expert Witness Disclosures: January 17, 2012
17

18 DATED: December 19, 2011

BINGHAM MCCUTCHEN LLP

19
20 By /s/ Wendy M. Lazerson
21 Wendy M. Lazerson
22 Attorneys for Defendant
THE PERMANENTE MEDICAL GROUP, INC.

23 DATED: December 19, 2011

LAW OFFICE OF WILLIAM J. ROGERS, ESQ.

24 /s/ William J. Rogers

25 By _____
26 William J. Rogers, Esq.
27 Attorney for Plaintiff
DR. ELLIOT EISENBERG

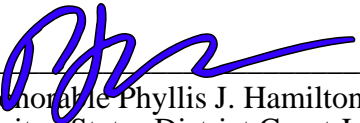
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PROPOSED ORDER

The Stipulation of the parties changing the expert disclosure deadline is hereby accepted by the Court and the parties are ordered to comply with this Order.

IT IS SO ORDERED.

DATED: _____ 12/23/2011 _____



Honorable Phyllis J. Hamilton
United States District Court Judge