

1 JAMES A. HENNEFER, SBN 059490
 2 HENNEFER, FINLEY & WOOD, LLP
 3 425 California Street, 19th Floor
 4 San Francisco, CA 94104-2296
 5 (415) 421-6100 • Fax (415) 421-1815

E-Filed 8/5/09

6 Attorneys for Plaintiff Richard B. Fox, M.D.

7 DAVID L. PERRAULT, 67109
 8 HARDY ERICH BROWN & WILSON
 9 A Professional Law Corporation
 10 1000 G Street, 2nd Floor
 11 Sacramento, California 95814
 12 P.O. Box 13530
 13 Sacramento, California 95853-3530
 14 (916) 449-3800 • Fax (916) 449-3888

15 Attorneys for Defendants Good Samaritan Hospital, LP;
 16 Samaritan, LLC; Good Samaritan Hospital Medical Staff; and HCA Inc.

17 *Additional counsel on next page*

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IN THE UNITED STATES DISTRICT COURT
 IN AND FOR THE NORTHERN DISTRICT
 SAN JOSE DIVISION

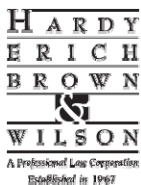
Richard B. Fox, M.D.,
 Plaintiff,

v.

Good Samaritan Hospital, LP, et al.,
 Defendants.

Case No. 04 CV 00874 RS

STIPULATION AND
~~**[PROPOSED]**~~ **ORDER RE**
REMOVAL OF DOCKET NO. 287



1000 G Street, 2d Floor
 Sacramento, CA 95814
 phone (916) 449-3800
 fax (916) 449-3888

1 THAD A. DAVIS, SBN 220503
2 MICHAEL WONG, SBN 194130
3 **ROPES & GRAY LLP**
4 One Embarcadero Center, Suite 2299
5 San Francisco, CA 94111-3711
6 (415) 315-6300 • Fax (415) 315-6350

7 Attorneys for Defendants Good Samaritan Hospital, LP;
8 Samaritan, LLC; Good Samaritan Hospital Medical Staff; and HCA Inc.

9 DAVID C. HALL (*pro hac vice*)
10 **HALL PRANGLE & SCHOONVELD, LLC**
11 200 South Wacker Drive, Suite 3300
12 Chicago, Illinois 60606
13 Telephone: (312) 267-6201
14 Facsimile: (312) 345-9608

15 Attorneys for Defendants Good Samaritan Hospital, LP;
16 Samaritan, LLC; and Good Samaritan Hospital Medical Staff

17 GEORGE A. SHANNON, JR. (*pro hac vice*)
18 **SHANNON, MARTIN, FINKELSTEIN & ALVARADO, P.C.**
19 2400 Two Houston Center
20 909 Fannin Street
21 Houston, Texas 77010
22 Telephone: (713) 646-5555
23 Facsimile: (713) 752-0337

24 Attorneys for Defendant HCA INC.



1000 G Street, 2d Floor
Sacramento, CA 95814
phone (916) 449-3800
fax (916) 449-3888

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STIPULATION

WHEREAS, Defendants' Supplemental Rule 26(a) Disclosure (Docket No. 287) was mistakenly filed on July 15, 2009; and

WHEREAS, Rule 26 disclosures are not to be filed with the court pursuant to F.R.C.P. 5(d)(1);

IT IS HEREBY STIPULATED by and between the parties, through their attorneys of record, that Defendants' Supplemental Rule 26(a) Disclosure (Docket No. 287) be permanently removed from the ECF system.

Dated: July 22, 2009

ROPES & GRAY LLP

By /s/ Thad A. Davis
THAD A. DAVIS
MICHAEL L. WONG
Attorneys for Defendants

Dated: July 22, 2009

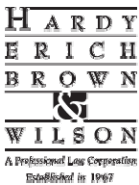
HARDY ERICH BROWN & WILSON
A Professional Law Corporation

By /s/ David L. Perrault
DAVID L. PERRAULT
Attorneys for Defendants

Dated: July 22, 2009

HALL PRANGLE & SCHOONVELD, LLC

By /s/ David C. Hall
DAVID C. HALL
Attorneys pro hac vice for Defendants Good Samaritan Hospital LP, Samaritan, LLC, and Good Samaritan Hospital Medical Staff



1000 G Street, 2d Floor
Sacramento, CA 95814
phone (916) 449-3800
fax (916) 449-3888

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Dated: July 22, 2009

SHANNON, MARTIN, FINKELSTEIN
ALVARADO, P.C.

By /s/ George A. Shannon, Jr.
GEORGE A. SHANNON, JR
MEGAN D. RICHARDSON
Attorneys pro hac vice for Defendant HCA Inc.

Dated: July 22, 2009

HENNEFER, FINLEY & WOOD

By /s/ James A. Hennefer
JAMES A. HENNEFER
Attorney for Plaintiff

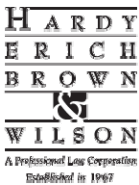
~~PROPOSED~~ ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED:

August 5

Date: _____, 2009

UNITED STATES MAGISTRATE JUDGE
RICHARD SEEBORG



1000 G Street, 2d Floor
Sacramento, CA 95814
phone (916) 449-3800
fax (916) 449-3888

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**DECLARATION OF DAVID L. PERRAULT PURSUANT TO GENERAL ORDER
NO. 45(X) RE: E-FILING WITH MULTIPLE SIGNATURES**

I, DAVID L. PERRAULT declare:

1) I am an attorney at law licensed to practice law before all the courts of the State of California and am admitted to practice in the United States District Court for the Northern District of California.

2) I am a member of the law firm of Hardy Erich Brown & Wilson, a Professional Law Corporation, attorneys for Defendants Good Samaritan Hospital, LP; Samaritan, LLC; Good Samaritan Hospital Medical Staff; and HCA Inc.

3) I am one of the attorneys at this firm responsible for handling this matter, and as such, have personal knowledge of the following facts. If called and sworn as a witness, I could and would testify to the following:

4) The above Stipulation and [Proposed] Order Re Removal of Docket No. 287 contains multiple signatures. I declare that concurrence has been obtained from each of the other signatories to file this jointly prepared document with the court. Pursuant to General Order 45(X), I shall maintain records to support this concurrence for subsequent production to the Court, if so ordered, for inspection upon request by a party until one year after final resolution of the action (including appeal, if any).

5) I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct, and if called as a witness I could and would competently testify thereto.

This declaration was executed on July 22, 2009 at Sacramento, California.

/s/ David L. Perrault

DAVID L. PERRAULT



1000 G Street, 2d Floor
Sacramento, CA 95814
phone (916) 449-3800
fax (916) 449-3888