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E-Filed 12/11/09

10 Attorneys for Defendants
 11 Good Samaritan Hospital, L.P. and HCA Inc.

12 **IN THE UNITED STATES DISTRICT COURT**
 13 **FOR THE NORTHERN DISTRICT OF CALIFORNIA** -- SAN JOSE
 14 DIVISION

15 Richard B. Fox,

Case No. C 04-00874 RS

16 Plaintiff,

[Consolidated for all purposes with Case No. 08 CV 01098 RS]

17 v.

**STIPULATION AND REQUEST FOR
 ORDER CHANGING TIME AND
~~PROPOSED~~ ORDER**

18 Good Samaritan Hospital L.P., et al.

AS MODIFIED BY THE COURT

19 Defendants.

Date: N/A
 Time: N/A
 Place: Courtroom 4, Fifth Floor

20 AND CONSOLIDATED CASE
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Hon. Mag. Judge Richard Seeborg

1 All parties to this action, through their respective counsel, hereby stipulate and request,
2 pursuant to stipulation under Civil Local Rules 6-2 and 7-12, that the Court enter an order
3 changing time for a date already fixed by the Court. Specifically, the parties request that:

4 i) the Court *combine* the Hearing on Plaintiff's Motion to Compel, currently
5 scheduled for December 16, 2009 at 9:30 a.m., with the Case Management Conference currently
6 scheduled for December 16, 2009 at 1:30 p.m.; and

7 ii) move the date and time of the above-referenced hearings to December 17, 2009 at
8 1:30 p.m. in ~~your chambers~~. Courtroom 4, 5th Floor, United States Courthouse, 280 South First Street, San
9 Jose, California.

10 Dated: December 11, 2009

ROPES & GRAY LLP

11 By: /s/ Thad A. Davis
12 THAD A. DAVIS
13 Attorneys for All Defendants

14 Dated: December 11, 2009

SHANNON, MARTIN, FINKELSTEIN &
ALVARADO, P.C.

15 By: /s/ George A. Shannon, Jr.
16 GEORGE A. SHANNON, JR.
17 Attorneys for Defendant HCA Inc.

18 Dated: December 11, 2009

HARDY ERICH BROWN & WILSON

19 By: /s/ David L. Perrault
20 DAVID L. PERRAULT
21 Attorneys for All Defendants

22 Dated: December 11, 2009

HENNEFER FINLEY & WOOD LLP

23 By: /s/ James A. Hennefer
24 JAMES A. HENNEFER
25 Attorneys for Richard B. Fox, M.D.

~~PROPOSED~~ ORDER]

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PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: December 11, 2009



HONORABLE RICHARD SEEBORG
MAGISTRATE JUDGE OF THE
UNITED STATES DISTRICT COURT