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\*E-Filed 4/6/10\*

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Attorney for Plaintiff

13 **IN THE UNITED STATES DISTRICT COURT**  
 14 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**

16 Richard B. Fox,

17 Plaintiff,

18 v.

19 Good Samaritan Hospital, Good Samaritan  
 20 Hospital Medical Staff, Good Samaritan  
 21 Hospital LP, Samaritan, LLC, HCA Inc.,  
 22 William Piché, Paul N Beaupre, M.D., Arthur  
 W Douville, M.D., Mark S McConnell, M.D.,  
 Kenneth I Tan, M.D.

23 Defendants.

Case No. C 04-00874 RS

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

**STIPULATION AND REQUEST FOR  
 ORDER ENLARGING TIME FOR A  
 MOTION FOR ATTORNEY'S FEES AND  
 [PROPOSED] ORDER**

Date: N/A

Time: N/A

Place: Courtroom 3, Seventeenth Floor

Hon. Judge Richard Seeborg

24 AND CONSOLIDATED CASE  
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All parties to this action, through their respective counsel, hereby stipulate and request, pursuant to stipulation under Civil Local Rules 6-2 and 7-12, that the Court enter an order enlarging the time for Defendants to file a Motion for Attorney’s Fees pursuant to Federal Rule of Civil Procedure 54(d)(2) and Civil Local Rule 54-5 and for Plaintiff to file a responsive motion. The changing of these dates will not change the date for trial as the Court entered judgment in favor of the Defendants on March 29, 2010 (Doc. No. 449) and will not change the date for Plaintiff to file a Notice of Appeal.

The following background, supported, in compliance with Civil Local Rule 6-2 by the Declaration of Amy E. Craig filed herewith, sets forth the reasons for the requested change of dates, previous time modifications in the past, and the effect of the requested time modifications on the schedule for the case. Specifically, the Court is requested to issue the following Order:

1. Defendants shall file a Motion for Attorney’s Fees pursuant to Federal Rule of Civil Procedure 54(d)(2) and Civil Local Rule 54-5 on or before April 19, 2010.
2. Plaintiff shall file a responsive motion to Defendants’ Motion for Attorney’s Fees on or before May 10, 2010.

So stipulated and respectfully submitted:

Dated: April 5, 2010

ROPES & GRAY LLP

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

Dated: April 5, 2010

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

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

Dated: April 5, 2010

HARDY ERICH BROWN & WILSON

By: /s/ David L. Perrault  
DAVID L. PERRAULT

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Attorneys for All Defendants

Dated: April 5, 2010


HENNEFER FINLEY & WOOD LLP

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

[PROPOSED] ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED

Dated: 4/6/10

  
\_\_\_\_\_  
Honorable Richard Seeborg  
United States District Court Judge

