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MIGUEL MÁRQUEZ, County Counsel (S.B. #184621)
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      GREGORY J. SEBASTINELLI, Deputy County Counsel (S.B. #104884)
      OFFICE OF THE COUNTY COUNSEL
 2
      70 West Hedding, East Wing, 9th Floor
 3
      San Jose, California 95110-1770
      Telephone: (408) 299-5900
      Facsimile: (408) 292-7240
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 5
      Attorneys for Defendants
      COUNTY OF SANTA CLARA
 6
      and SAMY TARAZI
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 8
                                UNITED STATES DISTRICT COURT
                         FOR THE NORTHERN DISTRICT OF CALIFORNIA
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11
      ROBERT DOYLE,
                                                 No. C11-02260 EJD
12
             Plaintiff,
                                                  STIPULATION AND ORDER FOR
                                                  PHYSICAL EXAMINATION
13
                                                  (FRCP Rule 35)
      v.
14
                                                  [Re: Docket No. 20]
      SANTA CLARA COUNTY; SAMY
15
      TARAZI; and DOES 1-10,
16
             Defendants.
17
           The parties hereby stipulate and agree to an order requiring Plaintiff, Robert Doyle, to
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19
      appear on February 2, 2012, at 10:00 a.m., at 14601 S. Bascom Avenue, Ste. 200, Los Gatos,
20
      California, telephone: (408) 356-0464, for a physical examination to be conducted by Ronald
21
      Joseph, M.D., Ph.D., an orthopedic surgeon.
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           Further, at the time of this physical examination Plaintiff shall answer all proper questions
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      submitted to him by the examiner for the purpose of making a proper diagnosis of Plaintiff's
24
      condition and to determine the nature of Plaintiff's injuries and residuals, including questions
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      related to medical and occupational history, past and present. Special attention will be placed
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      on the areas of concern as indicated by Plaintiff during the course of this examination and from
      Dr. Joseph's review of the available medical records.
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MIGUEL MÁRQUEZ County Counsel County of Santa Clara San Jose, California

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1	Further, Plaintiff understands and agrees that failure to keep this appointment may	
2	prejudice his case and he may be held liable for any costs incurred, including appointment	
3	cancellation charges, if he is unable to make the appointment and the physician's office is not	
4	notified within 72 hours before the scheduled appointment. Defendants County of Santa Clara	
5	and Samy Tarazi agree to bear the costs of this examination without prejudice to their right to	
6	seek recovery of such costs should they prevail in this case.	
7	I hereby attest that I have on file all holograph signatures for any signatures indicated by a	
8	"conformed" signature (/S/) within this efiled document.	
9		UEL MÁRQUEZ ity Counsel
10		
11	Dated: December 6, 2011 By: GRE	/S/ GORY J. SEBASTINELLI
12		ty County Counsel
13	Attor COL	neys for Defendants NTY OF SANTA CLARA AND
14		Y TARAZI
15	5	
16	6	
17	Dated: December 6, 2011 By: MAR	/S/ RK MARTEL, ESQ.
18	3	neys for Plaintiff
19		ERT DOYLE
20		
21	ORDER	
22	2	
23	IT IS SO ORDERED:	
24	4	1 ( <i>)</i>
25	Dated: January 3, 2012	VARDE LLOYD
26	5 Uite	ed States Magistrate Judge
27	7	
28	3 503618.wpd	