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 CLERK, U.S. DISTRICT COURT
 SOUTHERN DISTRICT OF CALIFORNIA
 BY: PDL DEPUTY

8 UNITED STATES DISTRICT COURT
 9 SOUTHERN DISTRICT OF CALIFORNIA

10 Anthony Lindsey, an individual, and)
 Josephine Lindsey, an individual,)
 11 Plaintiffs,)
 12 v.)
 13 Palomar Medical Center, a public entity,)
 14 part of Palomar Pomerado Health, a California)
 Health Care District; Parmjit Singh, M.D.,)
 15 Neighborhood Healthcare, a California)
 non-profit corporation, and Does 1 through)
 16 100, inclusive,)
 17 Defendants.)
 18

Case No. 07cv0415-L(RBB)

ORDER OF
 SUBSTITUTION OF THE
 UNITED STATES OF AMERICA
 AS DEFENDANT IN PLACE OF
 NEIGHBORHOOD HEALTHCARE
 AND PARMJIT SINGH, M.D.

19 Upon review and consideration of the Notice of Substitution filed by the United States of
 20 America, and it appearing to the Court that this is a common law tort action against defendants allegedly
 21 arising, in part, out of certain actions of Parmjit Singh, M.D., certified by the Attorney General of the
 22 United States to have been taken within the scope of their employment with Neighborhood Healthcare,
 23 Neighborhood Healthcare being an entity deemed by the Secretary of Health and Human Services to be
 24 a United States employee for purposes of the Federal Tort Claims Act and which, pursuant to the
 25 certification of the Attorney General of the United States, is deemed to be an employee of the United
 26 States for Federal Tort Claims Act purposes only for acts or omissions that occurred on or after March 1,
 27 2003.

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IT IS HEREBY ORDERED that, pursuant to 28 U.S.C. § 2679(d) and 42 U.S.C. §§ (a) and (g), the United States of America shall be substituted as the defendant herein in place of Neighborhood Healthcare and Parmjit Singh, as to the claims raised in Plaintiffs' complaint, and that the title of the action be amended accordingly to reflect the substitution.

IT FURTHER IS ORDERED that, as to Neighborhood Healthcare and Parmjit Singh, M.D., this action is dismissed with prejudice.

DATED: 3/8/07


Judge of the District Court

Presented by:

KAREN P. HEWITT
United States Attorney

s/ Beth A. Clukey

BETH A. CLUKEY
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Attorneys for Palomar Medical Center, et al.