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11 *DaVita Inc.; DaVita Medical Holdings, LLC;*
and DaVita Medical Management, LLC

12 UNITED STATES DISTRICT COURT
13 DISTRICT OF NEVADA

14 SHERIF W. ABDYOU, M.D. and AMIR S.
15 BACCHUS, M.D.,

16 Plaintiffs,

17 v.

18 DAVITA INC., HEALTHCARE PARTNERS
19 HOLDINGS, LLC, and HEALTHCARE
PARTNERS, LLC,

20 Defendants.

21 AND RELATED CLAIMS.
22

Case No. 2:16-cv-02597-APG-CWH

**JOINT STATUS REPORT AND
STIPULATION AND ORDER TO
WITHDRAW DA VITA PARTIES'
MOTION TO COMPEL**

23 Plaintiffs/Counterdefendants Sherif W. Abdou, M.D. and Amir S. Bacchus, M.D.
24 (“Abdou/Bacchus”) and Defendants/Counterclaimants DaVita Inc. (“DaVita”), DaVita Medical
25 Holdings, LLC, f/k/a HealthCare Partners Holdings, LLC (“HCP Holdings”), and DaVita Medical
26 Management, LLC, f/k/a HealthCare Partners, LLC (“HCP”) (collectively, the “DaVita Parties”)
27 (collectively, the “Parties”), stipulate and agree as follows:
28

1 1. On August 31, 2017, the DaVita Parties filed their Motion to Compel Production of
2 Documents [ECF No. 49] (the “Motion to Compel”), seeking to compel documents responsive to the
3 DaVita Parties’ Requests for Production.

4 2. Subsequently, Abdou/Bacchus agreed to produce documents responsive to the DaVita
5 Parties’ Requests for Production.

6 3. Based on Abdou/Bacchus’s agreement to produce documents, the Parties agreed and
7 the Court ordered to extend Abdou/Bacchus’s deadline to respond to the Motion to Compel. (ECF
8 No. 55.)

9 4. Abdou/Bacchus subsequently produced documents responsive to the DaVita Parties’
10 Requests for Production.

11 5. While the DaVita Parties still seek additional documents responsive to their Requests
12 for Production, the Parties anticipate being able to informally resolve these issues.

13 6. Additionally, given the change in circumstances, if the Parties are not able to resolve
14 their discovery disputes, the Parties agree that new briefing would be necessary given the change in
15 circumstances since the Motion to Compel was filed.

16 7. Accordingly, the Parties stipulate and agree to the withdrawal of their Motion to
17 Compel Production of Documents [ECF No. 49], *without prejudice*. The DaVita Parties reserve all
18 rights related to the Motion to Compel.

19 DATED this 23rd day of March, 2018.

 DATED this 23rd day of March, 2018.

20 SNELL & WILMER L.L.P.

 BAILEY❖KENNEDY

21 By: /s/ Charles E. Gianelloni

 By: /s/ Paul C. Williams

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 Attorneys for Plaintiffs Sherif W. Abdou,
 M.D. and Amir S. Bacchus, M.D.

ORDER

IT IS SO ORDERED. The DaVita Parties' Motion to Compel Production of Documents [ECF No. 49] is hereby withdrawn, *without prejudice*.


UNITED STATES MAGISTRATE JUDGE

Dated: March 26, 2018

Respectfully Submitted by:

BAILEY ♦ KENNEDY

By: /s/ Paul C. Williams

JOHN R. BAILEY

JOSHUA M. DICKEY

KELLY B. STOUT

PAUL C. WILLIAMS

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DaVita Medical Management, LLC