

The Honorable Ricardo Martinez

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

RUSSEL H. DAWSON, Personal  
Representative of the Estate of Damaris  
Rodriguez; REYNALDO GIL; JOSE MARTE,  
A.G., I.G., S.G. and D.G.,

Plaintiffs,

v.

SOUTH CORRECTIONAL ENTITY  
("SCORE"), a Governmental Administrative  
Agency; PENNY BARLEY; JIM KELLY;  
TODD BARKER; BRITTNEY PALMORE;  
BRANDON HEATH; PEDRO SANTOS;  
MANDI JARAMILLO; WILLIAM WOO;  
BENDA SCOTT a/k/a BRENDA SCOTT;  
ETHAN GLOVER; CHRISTOPHER FOY;  
JANE DORE; COLMINTON ALLEN;  
AARON SEIPP; SCORE JOHN DOES 1-10;  
NAPHCARE, INC., an Alabama Corporation;  
REBECCA VILLACORTA; HENRY TAMBE;  
NANCY WHITNEY; BILLIE STOCKTON;  
BRITTANY MARTIN; JESSICA LOTHROP;  
BROOKE WALLACE; SALLY MUKWANA;  
JOAN KOSANKE; RITA WHITMAN;  
VIRGINIA RICHARDSON; NAPHCARE  
JOHN DOES 1-10; ; KING COUNTY, a  
political subdivision of the State of Washington;  
RAUL ADAMS; LELAND ADAMS; ALAN  
TAG,

Defendants.

•NO. 2:19-cv-01987-RSM

**STIPULATED MOTION AND ORDER  
FOR PARTIAL EXTENSION OF  
DISCOVERY CUT OFF AND  
EXTENSION OF DISPOSITIVE  
MOTION DEADLINE**

NOTE ON MOTION CALENDAR: June  
21, 2021

Pursuant to Fed.R.Civ.P. 6(b) and LR 16(b)(6), the parties, by and through their  
respective counsel, hereby stipulate to (1) a partial extension of the discovery cutoff to  
accommodate the remaining depositions that the parties have already scheduled or agreed to

**STIPULATED MOTION AND ORDER FOR PARTIAL EXTENSION OF  
DISCOVERY CUT OFF AND EXTENSION OF DISPOSITIVE MOTION  
DEADLINE - 1** (2:19-cv-01987)

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(503) 228-7967

1 schedule and (2) a one week extension of the deadline for filing dispositive motions. The  
2 current discovery cutoff is June 14, 2021, and the current deadline for filing dispositive  
3 motions is July 13, 2021. (*See* ECF No. 69).

4 The parties make these requests for the following reasons:

5 1. The parties have conducted 29 depositions in this case since March of this year,  
6 and have worked diligently to accommodate all parties' and the witnesses' scheduling  
7 concerns.

8 2. Due to delays caused by COVID-19, the complexity of the fact pattern, personal  
9 emergencies, and other discovery disputes that have been amicably resolved, the following  
10 depositions have not yet been taken:

11 a. Rebecca Luethy, RN (expert) - Ms. Luethy's deposition is currently scheduled  
12 for 6/22/2021.

13 b. Virginia Richardson (defendant) - Ms. Richardson's deposition is currently  
14 scheduled for 6/22/2021.

15 c. Rick Lichten (expert) - Mr. Lichten's deposition is currently scheduled for  
16 6/23/2021.

17 d. Rita Whitman (defendant) - Ms. Whitman's deposition is currently scheduled  
18 for 6/23/2021.

19 e. Martin Horn (expert) - Mr. Horn's deposition is currently scheduled for  
20 6/25/2021.

21 f. Greg Davis, MD (expert) - Dr. Davis's deposition is currently scheduled for  
22 7/8/2021.

23 g. Jennifer Piel, MD (expert) - Dr. Piel's deposition is currently scheduled for  
24 7/13/2021.

25 h. Gary Vilke, MD (expert) - Dr. Vilke's deposition was previously scheduled but  
26 cancelled due to logistical complications. The parties are in the process of  
27 rescheduling.

- 1 i. Carl Wigren, MD (expert) - Dr. Wigren's deposition was previously scheduled  
2 but cancelled due to an attorney's personal emergency. The parties are in the  
3 process of rescheduling.
- 4 j. Mandi Jaramillo (defendant) - Ms. Jaramillo's deposition was previously  
5 scheduled but cancelled due to a related discovery dispute, which has since been  
6 resolved. The parties are in the process of rescheduling.
- 7 k. NaphCare 30(b)(6) witnesses. The noting party and NaphCare have met and  
8 conferred on this deposition and are in the process of scheduling.
- 9 l. SCORE 30(b)(6) witnesses. The parties have not yet met and conferred on this  
10 deposition.
- 11 m. Devon Schrum, Adam Munson, and Kevin Milosevich are SCORE employees  
12 whose depositions were requested before the discovery cutoff but have not yet  
13 been scheduled. Counsel for SCORE has not agreed that Devon Schrum or  
14 Kevin Milosevich should be deposed and this will be the subject of further  
15 consultation among counsel.

16 3. Due to witness scheduling conflicts, the parties were unable to schedule the  
17 deposition of Jennifer Piel, MD until 7/13/2021. The parties agree that the deposition of Dr.  
18 Piel may be relevant to dispositive motions and that a one week extension of the deadline for  
19 filing dispositive motions is necessary so that the parties may consider Dr. Piel's testimony  
20 before bringing any dispositive motions.

- 21 4. The parties agree and stipulate that, due to the foregoing,
- 22 a. The discovery cutoff shall be extended to accommodate the matters  
23 listed above only.
- 24 b. The deadline for filing dispositive motions shall be extended to  
25 7/20/2021.

26 The parties will make a good faith effort to complete the above-identified discovery as soon as  
27 possible.

1 IT IS SO STIPULATED:

2 WILLIAMS KASTNER

KRUTCH LINDELL BINGHAM JONES, PS

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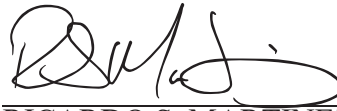
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1 **ORDER**

2 IT IS HEREBY ORDERED that, based on the stipulation of the parties, and for good  
3 cause being shown, the case schedule will be amended to reflect a partial extension of the  
4 discovery cut-off to accommodate the currently scheduled depositions, and a dispositive  
5 motion deadline of July 20, 2021, as set forth above. All other dates set in this matter remain  
6 unchanged.

7 DATED this 25th day of June, 2021.

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10 RICARDO S. MARTINEZ  
11 CHIEF UNITED STATES DISTRICT JUDGE  
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1 **CERTIFICATE OF SERVICE**

2 I hereby certify that on the below date, I served STIPULATED MOTION AND  
3 ORDER FOR PARTIAL EXTENSION OF DISCOVERY CUT OFF AND EXTENSION OF  
4 DISPOSITIVE MOTION DEADLINE on the following attorneys via USDC efileing service to  
5 the last known email address of record as follows:

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21 Dated this 21<sup>st</sup> day of June, 2021.

22 */s/ Heidi L. Mandt*

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24 ***Attorneys for Defendants NaphCare, Inc., Rebecca Villacorta, Henry Tambe, Nancy Whitney, Billie Stockton, Brittany Martin, Jessica Lothrop, Brooke Wallace, Sally Mukwana, Joan Kosanke, Rita Whitman and Virginia Richardson***