

(MANx),CLOSED,DISCOVERY,RELATED-G

**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA (Western Division – Los Angeles)
CIVIL DOCKET FOR CASE #: 2:09-cv-03694-CAS-MAN**

California Hospital Association v. David Maxwell-Jolly
Assigned to: Judge Christina A. Snyder
Referred to: Magistrate Judge Margaret A. Nagle
Related Case: 2:08-cv-03315-CAS-MAN
Cause: 28:2201 Constitutionality of State Statute(s)

Date Filed: 05/22/2009
Date Terminated: 06/01/2011
Jury Demand: None
Nature of Suit: 950 Constitutional – State Statute
Jurisdiction: Federal Question

Plaintiff

California Hospital Association

represented by **Felicia Y Sze**
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V.

Defendant

David Maxwell-Jolly
*Director of the California Department of
Health Care Services*

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V.

Intervenor Defendant

California Association of Health Plans

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| Date Filed | # | Docket Text |
|------------|----------|---|
| 05/22/2009 | <u>1</u> | COMPLAINT against Defendant David Maxwell-Jolly. (Filing fee \$ 350 PAID.), filed by Plaintiff California Hospital Association. (et) (ds). (Entered: 05/27/2009) |
| 05/22/2009 | | 20 DAY Summons Issued re Complaint – (Discovery) <u>1</u> as to Defendant David Maxwell-Jolly. (et) (Entered: 05/27/2009) |
| 05/22/2009 | <u>2</u> | CERTIFICATE AND NOTICE of Interested Parties filed by Plaintiff California Hospital Association. (et) (ds). (Entered: 05/27/2009) |
| 05/22/2009 | <u>3</u> | NOTICE of Related Case(s) filed by Plaintiff California Hospital Association. Related Case(s): CV 08-3315 CAS (MANx); CV 09-0382 CAS (MANx) and CV 09-0722 CAS. (et) (ds). (Entered: 05/27/2009) |
| 05/26/2009 | <u>4</u> | MINUTES OF (IN CHAMBERS) ORDER by Judge Dean D. Pregerson. This action has been assigned to the calendar of Judge Dean D. Pregerson. Counsel are encouraged to review the Central Districts website for additional information. It is not necessary to clear a motion date with the Court Clerk prior to filing the motion. The Court hears |

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| | | <p>motions only on Mondays at 10:00 a.m. The Court requires delivery of two non-blue backed Mandatory Chambers Copies of only the following manual and electronically filed documents: (1) All noticed motions and related documents; (2) All ex parte applications and related documents; and (3) All exhibits and attachments must be separately tabbed. [Refer to the Court's General Order No. 08-02 regarding ECF Courtesy Paper Copies.] (sch) (Entered: 05/27/2009)</p> |
| 06/01/2009 | <u>5</u> | <p>PROOF OF SERVICE Executed California Hospital Association, upon David Maxwell-Jolly served on 5/27/2009, answer due 6/16/2009. The Summons and Complaint were served by Personal service, by Federal statute, upon Janet Alexander, Attorney. Due Dilligence declaration None. Original Summons Not Returned. (Sze, Felicia) (Entered: 06/01/2009)</p> |
| 06/01/2009 | <u>6</u> | <p>PROOF OF SERVICE Executed California Hospital Association, upon The Summons and Complaint were served by Personal service, by Federal statute, upon Yolanda Sagarminaga, Senior Legal Analyst. Due Dilligence declaration None. Original Summons Not Returned. (Sze, Felicia) (Entered: 06/01/2009)</p> |
| 06/02/2009 | <u>7</u> | <p>ORDER RE TRANSFER PURSUANT TO GENERAL ORDER 08-05 -Related Case- filed. Related Case No: CV 08-03315 CAS (MANx). Case transferred from Magistrate Judge Jacqueline Chooljian and Judge Dean D. Pregerson to Judge Christina A. Snyder and Magistrate Judge Margaret A. Nagle for all further proceedings. The case number will now reflect the initials of the transferee Judge CV 09-03694 CAS (MANx).Signed by Judge Christina A. Snyder (rn) (Entered: 06/02/2009)</p> |
| 06/08/2009 | <u>8</u> | <p>NOTICE TO COUNSEL by U.S. District Judge Christina A. Snyder. (pp) (Entered: 06/08/2009)</p> |
| 06/16/2009 | <u>9</u> | <p>ANSWER to Complaint - (Discovery) <u>1</u> filed by defendant David Maxwell-Jolly.(Chambers, Shannon) (Entered: 06/16/2009)</p> |
| 06/16/2009 | <u>10</u> | <p>Notice of Interested Parties filed by defendant David Maxwell-Jolly, (Chambers, Shannon) (Entered: 06/16/2009)</p> |
| 06/19/2009 | <u>11</u> | <p>MINUTES (IN CHAMBERS) - ORDER SETTING SCHEDULING CONFERENCE by Judge Christina A. Snyder: Scheduling Conference set for 8/10/2009 11:00 AM before Judge Christina A. Snyder. The parties are reminded of their obligations to disclose information and confer on a discovery plan not later than 21 days prior to the date of the Rule 16(b) Scheduling Conference and to report to the Court not later than 14 days after they confer on a discovery plan and the other matters required by F.R.Civ.P. 26(f) and the Local Rules of this Court. If this case has been assigned to the ADR Pilot Program, counsel shall concurrently file the ADR Questionnaire. Court Reporter: Not Present. (gk) (Entered: 06/19/2009)</p> |
| 07/21/2009 | <u>12</u> | <p>REQUEST for Consideration of Appear at 8/10/09 Scheduling Conference telephonically filed by Defendant David Maxwell-Jolly. Request set for hearing on 8/10/2009 at 11:00 AM before Judge Christina A. Snyder. (Attachments: # <u>1</u> Proposed Order on Request to Appear Telephonically)(Chambers, Shannon) (Entered: 07/21/2009)</p> |
| 07/23/2009 | <u>13</u> | <p>NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents. The following error(s) was found: Filer erroneously set this Request for hearing on 8/10/2009. Thus clerk has terminated the Request, only, from the judge's 8/10/2009 calendar RE: Defendant's Request to Appear Telephonically at the Scheduling Conference Set For August 10, 2009 filed 7/21/2009 <u>12</u> . In response to this notice the court may order (1) an amended or correct document to be filed (2) the document stricken or (3) take other action as the court deems appropriate. (gk) (Entered: 07/23/2009)</p> |
| 07/23/2009 | <u>14</u> | <p>ORDER by Judge Christina A. Snyder: Defendant's Request to Appear Telephonically at the Scheduling Conference set for August 10, 2009 <u>12</u> is hereby granted. (gk) (Entered: 07/24/2009)</p> |
| 07/24/2009 | <u>15</u> | <p>JOINT REPORT Rule 26(f) Discovery Plan ; estimated length of trial 3 days, filed by Plaintiff California Hospital Association.. (Sze, Felicia) (Entered: 07/24/2009)</p> |

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| 07/30/2009 | <u>16</u> | INITIAL DISCLOSURE [<i>Fed. R. Civ. P. 26(a)</i>] filed by Defendant David Maxwell-Jolly (Chambers, Shannon) (Entered: 07/30/2009) |
| 07/30/2009 | <u>17</u> | DISCLOSURE filed by Plaintiff California Hospital Association (Sze, Felicia) (Entered: 07/30/2009) |
| 08/10/2009 | <u>18</u> | MINUTES OF SCHEDULING CONFERENCE held before Judge Christina A. Snyder. The Court confers with counsel and schedules the following dates: Request for leave to file amended pleadings or to add parties: October 30, 2009; Discovery Cut-off: December 31, 2009; Last Day to File Motions: April 1, 2010; Telephonic Status Conference re: Settlement Procedures (12:00 P.M.): September 14, 2009*; Pretrial Conference/Hearing on Motions in Limine (11:00 A.M.): June 7, 2010; and Court Trial (9:30 A.M.): June 29, 2010. Court Reporter: Laura Elias. (pp) (Entered: 08/14/2009) |
| 09/14/2009 | <u>19</u> | MINUTES OF Telephonic Status Conference Re Settlement held before Judge Christina A. Snyder: The Court confers with counsel regarding settlement procedures. Counsel inform the Court of the parties' preference to go before the Magistrate assigned to the action for settlement purposes. The Court orders counsel to contact the Magistrate Judge's Courtroom Deputy Clerk forthwith regarding her availability. Court Reporter: Not Present. (gk) (Entered: 09/21/2009) |
| 10/14/2009 | <u>20</u> | MINUTES OF IN CHAMBERS ORDER held before Magistrate Judge Margaret A. Nagle scheduling a Settlement Conference in this matter for 11/19/2009 10:00 AM before Magistrate Judge Margaret A. Nagle. The confidential settlement conference statements are due on or before 11/12/09 (ec) (Entered: 10/14/2009) |
| 10/30/2009 | <u>21</u> | NOTICE OF MOTION AND MOTION to Intervene filed by Intervenor California Association of Health Plans. Motion set for hearing on 11/23/2009 at 10:00 AM before Judge Christina A. Snyder. (kpa) (Entered: 11/02/2009) |
| 10/30/2009 | <u>22</u> | MEMORANDUM OF POINTS AND AUTHORITIES in Support of MOTION to Intervene <u>21</u> filed by Intervenor California Association of Health Plans. (kpa) (Entered: 11/02/2009) |
| 11/03/2009 | <u>23</u> | MINUTES OF IN CHAMBERS ORDER held before Magistrate Judge Margaret A. Nagle taking off calendar the settlement conference presently scheduled in this matter for 11/19/09. (ec) (Entered: 11/03/2009) |
| 11/09/2009 | <u>24</u> | NOTICE OF NON-OPPOSITION to MOTION to Intervene <u>21</u> filed by Defendant David Maxwell-Jolly. (Chambers, Shannon) (Entered: 11/09/2009) |
| 11/09/2009 | <u>25</u> | NOTICE of Change of Attorney Information for attorney Jordan Brian Keville counsel for Plaintiff California Hospital Association. Adding Jordan B. Keville as attorney as counsel of record for California Hospital Association for the reason indicated in the G-06 Notice. Filed by Plaintiff California Hospital Association (Keville, Jordan) (Entered: 11/09/2009) |
| 11/09/2009 | <u>26</u> | OPPOSITION MOTION TO INTERVENE re: MOTION to Intervene <u>21</u> filed by Plaintiff California Hospital Association. (Attachments: # <u>1</u> Declaration of Jordan B. Keville)(Keville, Jordan) (Entered: 11/09/2009) |
| 11/16/2009 | <u>27</u> | REPLY Support of a Motion MOTION to Intervene <u>21</u> filed by Movant California Association of Health Plans. (O'Donnell, Neil) (Entered: 11/16/2009) |
| 11/23/2009 | <u>28</u> | MINUTES OF Motion Hearing held before Judge Christina A. Snyder: The Court GRANTS California Association of Health Plans' Motion to Intervene <u>21</u> . Court Reporter: Laura Elias. (gk) (Entered: 11/23/2009) |
| 11/30/2009 | <u>29</u> | ANSWER filed by Intervenor California Association of Health Plans.(O'Donnell, Neil) (Entered: 11/30/2009) |
| 12/01/2009 | <u>30</u> | NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents. The following error(s) was found: No Certification of Interested Parties, Local Rule 7.1-1 RE: Intervenor's Answer filed 11/30/2009 <u>29</u> . In response to this notice the court may order (1) an amended or correct document to be filed (2) the document stricken or (3) take other action as the court deems appropriate. (gk) (Entered: 12/02/2009) |

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| 12/04/2009 | <u>31</u> | Notice of Interested Parties filed by Intervenor California Association of Health Plans, identifying Aetna, Alameda Alliance for Health, Anthem Blue Cross, Blue Shield of California, CalOptima, Care 1st Health Plan, CareMore Health Plan, CenCal Health, Central Coast Alliance for Health, Central Health Plan of California, Chinese Community Health Plan, CIGNA HealthCare of California, Inc., Citizens Choice Healthplan, Community Health Group, Community Health Plan, Contra Costa Health Plan, Easy Choice Health Plan, Health Net of California, Health Plan of San Joaquin, Health Plan of San Mateo, Heritage Provider Network, Inland Empire Health Plan, Inter Valley Health Plan, Kaiser Foundation Health Plan, Kern Health Systems, L.A. Care Health Plan, Molina Healthcare of California, On Lok Lifeways, PacificCare of California, Partnership Health Plan of California, PrimeCare Health Plan, San Francisco Health Plan, Santa Clara Family Health Plan, SCAN Health Plan, Sharp Health Plan, SIMNSA, Sistemas Medicos Nacionales, SA de CV, Valley Health Plan, Ventura County Health Care Plan, Western Health Advantage. (O'Donnell, Neil) (Entered: 12/04/2009) |
| 12/28/2009 | <u>32</u> | MINUTES OF IN CHAMBERS ORDER SETTING SETTLEMENT CONFERENCE held before Magistrate Judge Margaret A. Nagle. IT IS ORDERED that the parties shall appear for a settlement conference on January 28, 2010 at 10:00 a.m. On or before January 21, 2010, each party shall deliver or fax a Confidential Settlement Conference Statement. (mz) (Entered: 12/29/2009) |
| 12/29/2009 | <u>33</u> | NOTICE OF MOTION AND MOTION to Compel RESPONSE TO DEMAND FOR INSPECTION AND PRODUCTION OF DOCUMENTS, SET ONE filed by Plaintiff California Hospital Association. Motion set for hearing on 1/26/2010 at 10:00 AM before Magistrate Judge Margaret A. Nagle. (Attachments: # <u>1</u> Supplement Joint Stipulation, # <u>2</u> Declaration Declaration in Support of Joint Stipulation)(Keville, Jordan) (Entered: 12/29/2009) |
| 01/05/2010 | <u>34</u> | MINUTES (IN CHAMBERS): ORDER by Magistrate Judge Margaret A. Nagle: Taking Off Calendar <u>33</u> Motion to Compel (ec) (Entered: 01/05/2010) |
| 01/07/2010 | <u>35</u> | EX PARTE APPLICATION for Order for Authorizing Magistrate Judge to Hear Motion to Compel filed by Plaintiff California Hospital Association. (Attachments: # <u>1</u> Supplement Points and Authorities; Declaration in Support, # <u>2</u> Proposed Order re Ex Parte Application, # <u>3</u> Supplement Certificate of Service)(Keville, Jordan) (Entered: 01/07/2010) |
| 01/08/2010 | <u>36</u> | ORDER by Judge Christina A. Snyder: Ex Parte Application for Order Authorizing Magistrate Judge to Hear Motion to Compel <u>35</u> DENIED. (jr) (Entered: 01/11/2010) |
| 01/25/2010 | <u>37</u> | MINUTES OF IN CHAMBERS ORDER held before Magistrate Judge Margaret A. Nagle taking off calendar the settlement conference presently scheduled in this matter for 1/28/10 (ec) (Entered: 01/25/2010) |
| 02/02/2010 | <u>38</u> | MINUTES OF IN CHAMBERS ORDER held before Magistrate Judge Margaret A. Nagle scheduling a Settlement Conference in this matter for 2/19/2010 10:00 AM before Magistrate Judge Margaret A. Nagle. The confidential settlement conference statements are due on or before 2/12/10 (ec) (Entered: 02/02/2010) |
| 02/19/2010 | <u>39</u> | MINUTES OF Settlement Conference held before Magistrate Judge Margaret A. Nagle. No settlement was reached at this time. The Court schedules a Telephonic Follow-up Status Conference for 3/9/2010 12:15 PM before Magistrate Judge Margaret A. Nagle.Court Recorder: cs. (ec) (Entered: 02/19/2010) |
| 03/04/2010 | <u>40</u> | Joint STIPULATION to Reschedule Trial Date filed by Defendant David Maxwell-Jolly. (Attachments: # <u>1</u> Proposed Order)(Read-Spangler, Kara) (Entered: 03/04/2010) |
| 03/05/2010 | <u>41</u> | ORDER by Judge Christina A. Snyder. The Court has reviewed the parties Joint Stipulation to extend the trial and other dates for a period of approximately two months in order to provide time for the parties to engage in further settlement discussions <u>40</u> . Good cause appearing, the Court hereby amends the current scheduling order [Dkt # 18] and reschedules the following dates: Last day to file Motions 6/1/2010., Pretrial Conference/Hearing on Motions in Limine from 6/7/2010 to 8/9/2010 at 11:00 AM. Trial from 6/29/1010 to 8/31/2010 at 9:30 AM. (jp) (Entered: 03/09/2010) |

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| 03/09/2010 | <u>42</u> | MINUTES OF Telephone Conference re Settlement held before Magistrate Judge Margaret A. Nagle. The Court schedules a Further Telephone Follow-up Status Conference for 4/6/2010 12:00 PM before Magistrate Judge Margaret A. Nagle.Court Recorder: N/A. (ec) (Entered: 03/09/2010) |
| 04/06/2010 | <u>43</u> | MINUTES OF Telephone Conference re Settlement held before Magistrate Judge Margaret A. Nagle. The Court schedules a Further Telephone Follow-up Status Conference for 5/4/2010 12:00 PM before Magistrate Judge Margaret A. Nagle.Court Recorder: N/A. (ec) (Entered: 04/06/2010) |
| 04/27/2010 | <u>44</u> | Joint STIPULATION to Reschedule Trial and Other Dates filed by Plaintiff California Hospital Association. (Attachments: # <u>1</u> Proposed Order)(Keville, Jordan) (Entered: 04/27/2010) |
| 04/27/2010 | <u>45</u> | ORDER by Judge Christina A. Snyder re Stipulation to Reschedule <u>44</u> Motions due by 8/2/10; Expert disclosures by 7/6/10; Motion in limine hearing on 10/18/2010 at 11:00 AM; Court Trial set for 11/2/2010 at 9:30 AM; Final Pretrial Conference set for 10/18/2010 at 11:00 AM. (pp) (Entered: 04/29/2010) |
| 05/04/2010 | <u>46</u> | MINUTES OF Telephone Conference re Settlement held before Magistrate Judge Margaret A. Nagle. The Court schedules a Further Telephone Follow-up Status Conference for 5/11/2010 12:00 PM before Magistrate Judge Margaret A. Nagle.Court Recorder: N/A. (ec) (Entered: 05/04/2010) |
| 05/11/2010 | <u>47</u> | MINUTES OF Telephone Conference re Settlement held before Magistrate Judge Margaret A. Nagle. The Court schedules a further telephonic follow-up status conference for 5/19/2010 12:00 PM before Magistrate Judge Margaret A. Nagle.Court Recorder: N/A. (ec) (Entered: 05/11/2010) |
| 05/18/2010 | <u>48</u> | MINUTES OF IN CHAMBERS ORDER held before Magistrate Judge Margaret A. Nagle rescheduling the follow-up telephone status conference from 5/19/10 to 5/26/2010 12:00 PM before Magistrate Judge Margaret A. Nagle. (ec) (Entered: 05/18/2010) |
| 05/26/2010 | <u>49</u> | MINUTES OF Telephone Conference re Settlement held before Magistrate Judge Margaret A. Nagle. The Court schedules a further telephonic follow-up status conference for 6/09/2010 12:00 PM before Magistrate Judge Margaret A. Nagle. Court Recorder: N/A. (ec) (Entered: 05/26/2010) |
| 06/09/2010 | <u>50</u> | MINUTES OF Telephone Conference re Settlement held before Magistrate Judge Margaret A. Nagle. The Court schedules a further telephonic follow-up status conference for 6/23/2010 12:00 PM before Magistrate Judge Margaret A. Nagle. Court Recorder: N/A. (ec) (Entered: 06/09/2010) |
| 06/23/2010 | <u>51</u> | MINUTES OF Telephone Conference re Settlement held before Magistrate Judge Margaret A. Nagle. The Court schedules a further telephonic follow-up status conference for 7/15/2010 12:00 PM before Magistrate Judge Margaret A. Nagle.Court Recorder: N/A. (ec) (Entered: 06/23/2010) |
| 06/29/2010 | <u>52</u> | Joint STIPULATION to Continue Trial and Other Dates Re: Order, Set Deadlines/Hearings,, <u>45</u> filed by Plaintiff California Hospital Association. (Attachments: # <u>1</u> Proposed Order re Joint Stipulation)(Keville, Jordan) (Entered: 06/29/2010) |
| 07/01/2010 | <u>53</u> | ORDER by Judge Christina A. Snyder: Expert disclosure: 9/7/10, Last day to file motions: 10/1/10, Pretrial conference/hearings on motions in limine 12/20/10 at 11:00 a.m. Trial: 1/4/11 at 9:30 a.m. (bp) (Entered: 07/02/2010) |
| 07/15/2010 | <u>54</u> | MINUTES OF Telephone Conference re Settlement held before Magistrate Judge Margaret A. Nagle. The Court schedules a further telephonic follow-up status conference for 8/5/2010 12:30 PM before Magistrate Judge Margaret A. Nagle. Court Recorder: N/A. (ec) (Entered: 07/15/2010) |
| 08/10/2010 | <u>55</u> | MINUTES OF IN CHAMBERS ORDER held before Magistrate Judge Margaret A. Nagle rescheduling the Follow-up Telephone Conference for 8/26/2010 01:30 PM before Magistrate Judge Margaret A. Nagle. (ec) (Entered: 08/10/2010) |

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| 08/26/2010 | <u>56</u> | MINUTES OF Telephone Conference held before Magistrate Judge Margaret A. Nagle: The Court confers, off the record, with counsel regarding the status of settlement discussions. Court Recorder: N/A (ec) (Entered: 08/30/2010) |
| 09/02/2010 | <u>57</u> | EX PARTE APPLICATION to Stay Case pending the Case Proceedings and Memorandum of Points and Authorities in Support of Application filed by Defendant David Maxwell-Jolly. (Read-Spangler, Kara) (Entered: 09/02/2010) |
| 09/02/2010 | <u>58</u> | DECLARATION of Kara Read-Spangler In Support of EX PARTE APPLICATION to Stay Case pending the Case Proceedings and Memorandum of Points and Authorities in Support of Application <u>57</u> for Stay filed by Defendant David Maxwell-Jolly. (Read-Spangler, Kara) (Entered: 09/02/2010) |
| 09/02/2010 | <u>59</u> | EXHIBIT Filed filed by Defendant David Maxwell-Jolly. [Proposed] Order as to EX PARTE APPLICATION to Stay Case pending the Case Proceedings and Memorandum of Points and Authorities in Support of Application <u>57</u> . (Read-Spangler, Kara) (Entered: 09/02/2010) |
| 09/02/2010 | <u>60</u> | Joint STIPULATION to Extend Discovery Cut-Off Date to October 7, 2010 and November 1, 2010 filed by Plaintiff California Hospital Association. (Attachments: # <u>1</u> Proposed Order Granting Stipulation)(Keville, Jordan) (Entered: 09/02/2010) |
| 09/02/2010 | <u>61</u> | OPPOSITION to EX PARTE APPLICATION to Stay Case pending the Case Proceedings and Memorandum of Points and Authorities in Support of Application <u>57</u> ; and Declaration of Jordan B. Keville filed by Plaintiff California Hospital Association. (Keville, Jordan) (Entered: 09/02/2010) |
| 09/03/2010 | <u>62</u> | NOTICE OF ERRATA filed by Defendant David Maxwell-Jolly. correcting Exhibit (non-trial) <u>59</u> (Read-Spangler, Kara) (Entered: 09/03/2010) |
| 09/03/2010 | <u>63</u> | NOTICE OF LODGING filed re EX PARTE APPLICATION to Stay Case pending the Case Proceedings and Memorandum of Points and Authorities in Support of Application <u>57</u> (Attachments: # <u>1</u> Proposed Order)(Read-Spangler, Kara) (Entered: 09/03/2010) |
| 09/07/2010 | <u>64</u> | NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents RE: Exhibit (non-trial) <u>59</u> . The following error(s) was found: This document tendered for the judge's approval should have been submitted as a separate PDF attachment to the Ex Parte Application, document number 57, or a Notice of Lodging.. In response to this notice the court may order (1) an amended or correct document to be filed (2) the document stricken or (3) take other action as the court deems appropriate. You need not take any action in response to this notice unless and until the court directs you to do so. (cbr) (Entered: 09/08/2010) |
| 09/07/2010 | <u>66</u> | ORDER by Judge Christina A. Snyder granting Ex Parte Application to stay all proceedings in this case pending resolution of the pending petitions for certiorari in Maxwell-Jolly v. Independent Living Center of Southern California, No. 09-958 (U.S. February 26, 2010), Maxwell-Jolly v. California Pharmacists Association, No. 09-1158 (U.S. March 24, 2010), and Maxwell-Jolly v. Santa Rosa Memorial Hospital, No. 10-283 (U.S. August 25, 2010) <u>57</u> . This case is stayed, pending the resolution of the above-listed petitions for certiorari in the United States Supreme Court. Within 45 days from the date of this order or upon disposition of the petitions for certiorari, whichever first occurs, the parties shall file a joint status report. (jp) (Entered: 09/09/2010) |
| 09/07/2010 | <u>67</u> | ORDER by Judge Christina A. Snyder: Upon Joint Stipulation <u>60</u> , the Court hereby amends the current scheduling order <u>53</u> to move the following dates in this case: Expert disclosure 10/7/2010. Last day to file motions 11/2/2010. (gk) (Entered: 09/09/2010) |
| 09/08/2010 | <u>65</u> | REPLY In Support EX PARTE APPLICATION to Stay Case pending the Case Proceedings and Memorandum of Points and Authorities in Support of Application <u>57</u> filed by Defendant David Maxwell-Jolly. (Linton, Elizabeth) (Entered: 09/08/2010) |
| 09/23/2010 | <u>68</u> | MINUTE ORDER IN CHAMBERS by Judge Christina A. Snyder: Due to clerical error, the Court hereby vacates the Order Extending the Expert Disclosure and Motion Cut-Off Dates. On September 7, 2010, the Court GRANTED Defendant Maxwell-Jollys Ex Parte Application for a Stay of the Proceedings, Re: Order, |

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| | | Set/Reset Deadlines <u>67</u> . (vv) (Entered: 09/23/2010) |
| 10/20/2010 | <u>69</u> | STATUS REPORT [<i>JOINT</i>] filed by Intervenor Defendant California Association of Health Plans, Plaintiff California Hospital Association, Defendant David Maxwell-Jolly. (Keville, Jordan) (Entered: 10/20/2010) |
| 12/16/2010 | <u>70</u> | MINUTES (IN CHAMBERS) by Judge Christina A. Snyder: THE COURT, having been notified by counsel that the action has been settled on 9/7/2010; The Court has received the Joint Status Report filed 10/20/2010, pursuant to this Court's Order of 9/7/2010; IT IS ORDERED that counsel shall continue to file a Joint Status Report within 90 days and every quarter thereafter or upon disposition of the petitions for certiorari, whichever occurs first. This Court retains full jurisdiction over this action and this Order shall not prejudice any party to this action. All dates in this action are hereby VACATED. Court Reporter: Not Present. (gk) (Entered: 12/16/2010) |
| 12/16/2010 | <u>71</u> | AMENDED MINUTES (IN CHAMBERS) <u>70</u> by Judge Christina A. Snyder: THE COURT, having granted a stay on 9/7/2010; The Court has received the Joint Status Report filed 10/20/2010, pursuant to this Court's Order of 9/7/2010; IT IS ORDERED that counsel shall continue to file a Joint Status Report within 90 days and every quarter thereafter or upon disposition of the petitions for certiorari, whichever occurs first. This Court retains full jurisdiction over this action and this Order shall not prejudice any party to this action. All dates in this action are hereby VACATED. Court Reporter: Not Present. (gk) (Entered: 12/16/2010) |
| 01/19/2011 | <u>72</u> | STATUS REPORT (<i>JOINT</i>) filed by Plaintiff California Hospital Association. (Keville, Jordan) (Entered: 01/19/2011) |
| 06/01/2011 | <u>73</u> | MINUTES (IN CHAMBERS) – ORDER REMOVING ACTION FROM THE ACTIVE LIST OF CASES, PURSUANT TO A STAY IN THE ACTION by Judge Christina A. Snyder: THE COURT, having approved a stay in this matter on 9/7/2010; IT IS HEREBY ORDERED that this action is hereby removed from this Court's active caseload until further application by the parties or order of this Court. IT IS FURTHER ORDERED that counsel shall file a joint report detailing the status of the case within 30 days and every quarter thereafter until the action has been reactivated on this Court's active caseload or a stipulation for dismissal is filed. This Court retains full jurisdiction over this action and this Order shall not prejudice any party to this action. (Made JS-6. Case Terminated.) Court Reporter: Not Present. (gk) (Entered: 06/02/2011) |
| 07/01/2011 | <u>74</u> | STATUS REPORT (<i>Joint</i>) filed by Defendant David Maxwell-Jolly. (Linton, Elizabeth) (Entered: 07/01/2011) |
| 10/05/2011 | <u>75</u> | STATUS REPORT <i>Joint</i> filed by Defendant David Maxwell-Jolly. (Read-Spangler, Kara) (Entered: 10/05/2011) |
| 01/05/2012 | <u>76</u> | STATUS REPORT <i>Joint</i> filed by Defendant David Maxwell-Jolly. (Read-Spangler, Kara) (Entered: 01/05/2012) |
| 05/18/2012 | <u>77</u> | STATUS REPORT <i>Joint</i> filed by Defendant David Maxwell-Jolly. (Read-Spangler, Kara) (Entered: 05/18/2012) |
| 05/22/2012 | <u>78</u> | EXHIBIT Filed filed by Defendant David Maxwell-Jolly. <i>Exhibit A</i> as to Status Report <u>77</u> . (Read-Spangler, Kara) (Entered: 05/22/2012) |
| 05/29/2012 | <u>79</u> | NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents RE: Exhibit A to Joint Status Report filed 5/22/2012 <u>78</u> . The following error(s) was found: Title page is missing. In response to this notice the court may order (1) an amended or correct document to be filed (2) the document stricken or (3) take other action as the court deems appropriate. You need not take any action in response to this notice unless and until the court directs you to do so. (gk) (Entered: 05/30/2012) |
| 10/09/2012 | <u>80</u> | STATUS REPORT <i>Joint</i> filed by Defendant David Maxwell-Jolly. (Read-Spangler, Kara) (Entered: 10/09/2012) |
| 10/09/2012 | 81 | Notice of Electronic Filing re Status Report <u>80</u> e-mailed to tdb@rjo.com and elizabeth.linton@doj.ca.gov bounced due to 5.1.0 – Unknown address error 550. The primary e-mail address associated with the attorney record has been for Elizabeth Linton has been deleted. Primary e-mail address associated with the attorney record |

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| | | for Thomas Blanford has been corrected. Notification resent to tblanford@rjop.com. Pursuant to the General Order and Local Rules it is the attorneys obligation to maintain all personal contact information including e-mail address in the CM/ECF system. THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY.(tyw) TEXT ONLY ENTRY (Entered: 10/10/2012) |
| 07/26/2013 | <u>82</u> | NOTICE of Change of Attorney Business or Contact Information: for attorney Brenda Ann Ray counsel for Defendant David Maxwell-Jolly. Changing Office of the Attorney General to 1300 I Street, Sacramento, CA 95814. Changing Brenda.Ray@doj.ca.gov to (916)324-5567. Filed by Attorney for Defendant Brenda A. Ray. (Ray, Brenda) (Entered: 07/26/2013) |
| 07/26/2013 | 83 | Notice of Electronic Filing re Notice of Change of Attorney Business or Contact Information (G-06), <u>82</u> e-mailed to tblandford@rjop.com bounced due to 550 5.1.1 RESOLVER.ADR.RecipNotFound; not found. Primary e-mail address corrected. Notice of Electronic Filing resent addressed to thomas.blanford@mckesson.com. Pursuant to Local Rules it is the attorneys obligation to maintain all personal contact information including e-mail address in the CM/ECF system. THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY.(tyw) TEXT ONLY ENTRY (Entered: 07/26/2013) |
| 11/05/2013 | <u>84</u> | MINUTES (IN CHAMBERS) STAY OF PROCEEDINGS by Judge Christina A. Snyder: By order dated 7/8/2013, the Court directed the parties in these matters to submit a joint status report. Dkt. #242, in case no. 2:11-CV-09688-CAS(MANx). The joint status report was filed on 7/23/2013. Dkt. #243, in case no. 2:11-CV-09688-CAS(MANx). The Court has reviewed the parties' positions set forth therein, as well as the issues presented by the petition for writ of certiorari now pending in the United States Supreme Court, see Supreme Court Docket No. 13-253. Based on the foregoing, the Court finds that there is good cause to stay the proceedings or, if applicable, to continue the existing stay of the proceedings in the above-entitled cases, pending notification from this Court. The parties are directed to file a joint status report with this Court within 14 days after the Supreme Court has taken any action with respect to the above-referenced petition for writ of certiorari. Court Reporter: Not Present. (gk) (Entered: 11/06/2013) |
| 04/17/2015 | <u>85</u> | EX PARTE APPLICATION to Dismiss Case filed by Plaintiff California Hospital Association. (Attachments: # <u>1</u> Memorandum of Points and Authorities in Support of Plaintiff's Ex Parte Application for Voluntary Dismissal of Action, # <u>2</u> Declaration of Jordan B. Keville in Support of Plaintiff's Ex Parte Application for Voluntary Dismissal of Action, # <u>3</u> Proposed Order on Plaintiff's Ex Parte Application for Voluntary Dismissal of Action)(Keville, Jordan) (Entered: 04/17/2015) |
| 04/23/2015 | <u>86</u> | ORDER ON PLAINTIFF'S EX PARTE APPLICATION FOR VOLUNTARY DISMISSAL OF ACTION by Judge Christina A. Snyder: IT IS HEREBY ORDERED, that Plaintiff's Ex Parte Application <u>85</u> is GRANTED. Pursuant to Federal Rule of Civil Procedure 41(a)(2), Case No. 2:09-cv-03694 is hereby dismissed with prejudice, with each party to the case to bear its own costs. (gk) (Entered: 04/24/2015) |