

(MANx),APPEAL,CLOSED,DISCOVERY,MANADR

**UNITED STATES DISTRICT COURT for the CENTRAL DISTRICT OF
CALIFORNIA (Western Division – Los Angeles)
CIVIL DOCKET FOR CASE #: 2:08-cv-03315-CAS-MAN**

Independent Living Center of Southern California et al v. David
Maxwell-Jolly et al

Assigned to: Judge Christina A. Snyder

Referred to: Magistrate Judge Margaret A. Nagle

Related Cases: [2:08-cv-07045-CAS-MAN](#)

[2:08-cv-07046-CAS-MAN](#)

[2:09-cv-00382-CAS-MAN](#)

[2:09-cv-00722-CAS-MAN](#)

[2:09-cv-03694-CAS-MAN](#)

[2:09-cv-07097-CAS-MAN](#)

[2:09-cv-08642-CAS-MAN](#)

[2:10-cv-03284-CAS-MAN](#)

[2:08-cv-03363-CAS-MAN](#)

[2:10-cv-03259-CAS-MAN](#)

[2:12-cv-08793-CAS-MAN](#)

[2:09-cv-08200-CAS-MAN](#)

[2:10-cv-04182-CAS-MAN](#)

[2:11-cv-09078-CAS-MAN](#)

[2:11-cv-09211-CAS-MAN](#)

[2:11-cv-09830-CAS-MAN](#)

[2:11-cv-09688-CAS-MAN](#)

[2:11-cv-10638-SVW-MAN](#)

[2:11-cv-10618-CAS-MAN](#)

[2:12-cv-07059-CAS-MAN](#)

Case in other court: 9th CCA, 08-56061

9th CCA, 08-56422

9th CCA, 08-56551

9th CCA, 08-56554

9th CCA, 08-56751

9th CCA, 08-57016

9th CCA, 15-56142

9th Circuit, 15-56154

Superior Court State of CA County of Los

Angeles, BS114459

Cause: 28:1441 Notice of Removal

Movant

Catholic Healthcare West

TERMINATED: 10/20/2008

represented by **Byron J Gross**

Hooper Lundy & Bookman

Watt Plaza

1875 Century Park E, Ste 1600

Los Angeles, CA 90067-2799

310-551-8111

Fax: 310-551-8181

Email: byronjgross@gmail.com

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Craig J Cannizzo

Hooper Lundy and Bookman PC

575 Market Street 23rd Floor
San Francisco, CA 94105
415-875-8500
Fax: 415-875-8519
Email: ccannizzo@health-law.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Felicia Y Sze
Hooper Lundy and Bookman PC
575 Market Street Suite 2300
San Francisco, CA 94105
415-875-8500
Fax: 415-875-8519
Email: fsze@health-law.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Jordan Brian Keville
Hooper Lundy & Bookman PC
Watt Plaza
1875 Century Park East Suite 1600
Los Angeles, CA 90067-2799
310-551-8111
Fax: 310-551-8181
Email: jkeville@health-law.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Lloyd Alan Bookman
Hooper Lundy & Bookman PC
1875 Century Park East
Suite 1600
Los Angeles, CA 90067
310-551-8111
Fax: 310-551-8181
Email: lbookman@health-law.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

Petitioner

**Independent Living Center of Southern
California**
a nonprofit corporation

represented by **Lynn S Carman**
Medicaid Defense Fund
71 Marin Valley Drive
Novato, CA 94949
415-312-9707
Fax: None
Email: lynns carman@hotmail.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Stanley L Friedman
Law Offices of Stanley L Friedman
445 South Figueroa Street 27th Floor
Los Angeles, CA 90071-1631
213-629-1500
Fax: 213-489-6899
Email: friedman@friedmanlaw.org
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Craig J Cannizzo

(See above for address)
TERMINATED: 10/12/2009

Petitioner

Gray Panthers of Sacramento
a nonprofit corporation

represented by **Lynn S Carman**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Stanley L Friedman
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Craig J Cannizzo
(See above for address)
TERMINATED: 10/12/2009

Petitioner

Gray Panthers of San Francisco
a nonprofit corporation

represented by **Lynn S Carman**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Stanley L Friedman
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Craig J Cannizzo
(See above for address)
TERMINATED: 10/12/2009

Petitioner

Gerald Shapiro
Pharm. D.
doing business as
Uptown Pharmacy and Gift Shoppe

represented by **Lynn S Carman**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Stanley L Friedman
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Craig J Cannizzo
(See above for address)
TERMINATED: 10/12/2009

Petitioner

Sharon Steen
doing business as
Central Pharmacy

represented by **Lynn S Carman**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Stanley L Friedman
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Craig J Cannizzo
(See above for address)
TERMINATED: 10/12/2009

Petitioner

Mark Beckwith

represented by **Lynn S Carman**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Stanley L Friedman
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Craig J Cannizzo
(See above for address)

Petitioner

Margaret Dowling

represented by **Lynn S Carman**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Stanley L Friedman
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Craig J Cannizzo
(See above for address)

Petitioner

Tran Pharmacy, Inc.

represented by **Lynn S Carman**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Stanley L Friedman
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Craig J Cannizzo
(See above for address)
TERMINATED: 10/12/2009

Petitioner

Jason Young
TERMINATED: 09/15/2009

represented by **Lynn S Carman**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Stanley L Friedman
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

Intervenor Plaintiff

Theodore M Mazer
M.D.

represented by **Byron J Gross**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Craig J Cannizzo
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Felicia Y Sze
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Jordan Brian Keville
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Lloyd Alan Bookman
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Intervenor Plaintiff

Eastern Plumas Health Care District

represented by **Byron J Gross**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Craig J Cannizzo
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Felicia Y Sze
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Jordan Brian Keville
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Lloyd Alan Bookman
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Intervenor Plaintiff

Pioneers Memorial Health Care District

represented by **Byron J Gross**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Craig J Cannizzo
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Felicia Y Sze
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Jordan Brian Keville

(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Lloyd Alan Bookman
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Intervenor Plaintiff

Kaweah Delta Health Care District

represented by **Byron J Gross**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Craig J Cannizzo
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Felicia Y Sze
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Jordan Brian Keville
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Lloyd Alan Bookman
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Intervenor Plaintiff

Ronald B Mead
D.D.S.

represented by **Byron J Gross**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Craig J Cannizzo
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Felicia Y Sze
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Jordan Brian Keville
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Lloyd Alan Bookman
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Intervenor Plaintiff

Acacia Adult Day Services

represented by

Byron J Gross
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Craig J Cannizzo
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Felicia Y Sze
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Jordan Brian Keville
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Lloyd Alan Bookman
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Intervenor Plaintiff

**California Association of Medical
Product Suppliers**

represented by **Byron J Gross**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Craig J Cannizzo
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Felicia Y Sze
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Jordan Brian Keville
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Lloyd Alan Bookman
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Sara Ugaz
Los Angeles City Attorney's Office
Business and Complex Litigation
200 North Main Street City Hall East, 6th
Floor
Los Angeles, CA 90012
213-978-7564
Fax: 213-978-7011
Email: sara.ugaz@lacity.org
TERMINATED: 07/23/2012
ATTORNEY TO BE NOTICED

Intervenor Plaintiff

Sharp Memorial Hospital

represented by **Byron J Gross**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Craig J Cannizzo
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Felicia Y Sze
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Jordan Brian Keville
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Lloyd Alan Bookman
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Intervenor Plaintiff

Grossmont Hospital Corporation

represented by **Byron J Gross**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Craig J Cannizzo
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Felicia Y Sze
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Jordan Brian Keville
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Lloyd Alan Bookman
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Intervenor Plaintiff

Sharp Chula Vista Medical Center

represented by **Byron J Gross**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Craig J Cannizzo
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Felicia Y Sze
(See above for address)

*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Jordan Brian Keville
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Lloyd Alan Bookman
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Intervenor Plaintiff

**Sharp Coronado Hospital and
Healthcare Center**

represented by **Byron J Gross**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Craig J Cannizzo
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Felicia Y Sze
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Jordan Brian Keville
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Lloyd Alan Bookman
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Intervenor Plaintiff

California Hospital Association

represented by **Byron J Gross**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Craig J Cannizzo
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Felicia Y Sze
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Jordan Brian Keville
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Lloyd Alan Bookman
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Sara Ugaz
(See above for address)
TERMINATED: 07/23/2012
ATTORNEY TO BE NOTICED

Intervenor Plaintiff

**Sacramento Family Medical Clinics,
Inc.**

represented by **Byron J Gross**
(See above for address)
ATTORNEY TO BE NOTICED

Craig J Cannizzo
(See above for address)
ATTORNEY TO BE NOTICED

Felicia Y Sze
(See above for address)
ATTORNEY TO BE NOTICED

Jordan Brian Keville
(See above for address)
ATTORNEY TO BE NOTICED

Lloyd Alan Bookman
(See above for address)
ATTORNEY TO BE NOTICED

V.

Respondent

David Maxwell–Jolly
*Director of the Department of Health
Care Services of the State of California
Substituted for
Sandra Shewry*

represented by **Gregory Martin Cribbs**
CAAG – Office of Attorney General of
California
300 S Spring Street Ste 1702
Los Angeles, CA 90013
213–897–2446
Fax: 213–897–2805
Email: gregory.cribbs@doj.ca.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Jennifer M Kim
CAAG – Office of CA Attorney General
California Department of Justice
300 South Spring Street Suite 1702
Los Angeles, CA 90012
213–897–2443
Fax: 213–897–2805
Email: jennifer.kim@doj.ca.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Phillip J Matsumoto
Office of the Attorney General
300 South Spring Street 9 North
Los Angeles, CA 90013
213–897–2454
Email: phillip.matsumoto@doj.ca.gov
TERMINATED: 07/29/2008
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Sara Ugaz

(See above for address)
TERMINATED: 12/16/2008
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Stanley L Friedman
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Tara L Newman
CAAG – Office of the Attorney General
California Department of Justice
300 South Spring Street Suite 1702
Los Angeles, CA 90013–1230
213–897–2464
Email: tara.newman@doj.ca.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Carmen Denise Snuggs
CAAG – Office of Attorney General of
California
300 South Spring Street Suite 1702
Los Angeles, CA 90013
213–897–2450
Fax: 213–897–2450
Email: carmen.snuggs@doj.ca.gov
ATTORNEY TO BE NOTICED

Craig J Cannizzo
(See above for address)

Elizabeth Ann Linton
CAAG – Office of the Attorney General
Department of Justice
1300 I Street Suite 125
Sacramento, CA 95814
916–323–8549
ATTORNEY TO BE NOTICED

John F Venegas
CAAG – Office of Attorney General of
California
300 S Spring St, Ste 5000
Los Angeles, CA 90013–1230
213–897–2000
Email: docketinglaawt@doj.ca.gov
TERMINATED: 12/16/2008
ATTORNEY TO BE NOTICED

S. Andrew Dhadwal
CAAG – Attorney General Office
California Department of Justice
300 South Spring Street Suite 1702
Los Angeles, CA 90013
213–897–2463
Email: andrewd@lmwslaw.com
ATTORNEY TO BE NOTICED

Susan Marie Carson
CAAG – Office of the Attorney General
California Department of Justice
455 Golden Gate Avenue Suite 11000
San Francisco, CA 94102

415-703-5580
Fax: 415-703-5480
Email: Susan.Carson@doj.ca.gov
ATTORNEY TO BE NOTICED

Respondent

California Department of Health Care Services
TERMINATED: 06/01/2008

represented by **Carmen Denise Snuggs**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Jennifer M Kim
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Phillip J Matsumoto
(See above for address)
TERMINATED: 07/29/2008
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

S. Andrew Dhadwal
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Sara Ugaz
(See above for address)
TERMINATED: 07/23/2012
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Tara L Newman
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Respondent

Does
1 through 50

Amicus

AARP

represented by **Barbara A Jones**
AARP Foundation Litigation
200 South Los Robles Suite 400
Pasadena, CA 91101
626-585-2628
Fax: 626-583-8538
Email: bjones@aarp.org
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Stacy Canan
AARP Foundation Litigation
601 E Street NW
Washington, DC 20049
202-434-2060
Fax: 202-434-6424
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

Objector**Santa Rosa Memorial Hospital**

represented by **Thomas J Weiss**
 Weiss and Hunt
 1925 Century Park East Suite 2140
 Los Angeles, CA 90067
 310-788-0710
 Fax: 310-788-0735
 Email: tweiss@weisslawla.com
ATTORNEY TO BE NOTICED

V.

Intervenor**California Medical Transportation Association, Inc.***TERMINATED: 10/26/2008*

represented by **Lynn S Carman**
 (See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Stanley L Friedman
 (See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Sara Ugaz
 (See above for address)
TERMINATED: 07/23/2012
ATTORNEY TO BE NOTICED

Intervenor**California Association for Health Services at Home***TERMINATED: 10/26/2008*

represented by **Lynn S Carman**
 (See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Stanley L Friedman
 (See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Sara Ugaz
 (See above for address)
TERMINATED: 07/23/2012
ATTORNEY TO BE NOTICED

Intervenor**Sacramento Family Medical Clinics, Inc., et al.**

| Date Filed | # | Docket Text |
|------------|----------|---|
| 05/19/2008 | <u>1</u> | NOTICE OF REMOVAL from Superior Court of the State of California for the County of Los Angeles, case number BS114459 with conformed copy of summons and verified petition for writ of mandamus. Case assigned to Judge Christina A. Snyder, Discovery to Magistrate Judge Margaret A Nagle. (Filing fee \$ 350 PAID.), filed by respondents Sandra Shewry, California Department of Health Care Services.(ghap) (Additional attachment(s) added on 5/29/2008: # <u>1</u> Exhibits A – E, # <u>2</u> Exhibit F) (ds). (Additional attachment(s) added on 5/29/2008: # <u>3</u> Notice of Assignment, # <u>4</u> Civil Cover Sheet) (ds). (Entered: 05/23/2008) |

| | | |
|------------|-----------|--|
| 05/19/2008 | | NON CONFORMED COPY OF FIRST AMENDED COMPLAINT against defendants Sandra Shewry, California Department of Health Care Services amending Notice of Removal, <u>1</u> ,filed by petitioners Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Jason Young, Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco. (Not Filed in State Court submit attached Exhibit D) (ghap) (Entered: 05/23/2008) |
| 05/19/2008 | <u>3</u> | NOTICE of Interested Parties filed by Respondents Sandra Shewry, California Department of Health Care Services. (ghap) (ds). (Entered: 05/23/2008) |
| 05/19/2008 | <u>4</u> | CERTIFICATE OF SERVICE filed by respondents Sandra Shewry, California Department of Health Care Services, re Notice of Removal, <u>1</u> , Certificate of Interested Parties <u>3</u> served on 5/19/08. (ghap) (ds). (Entered: 05/23/2008) |
| 05/19/2008 | <u>5</u> | NOTICE TO PARTIES OF ADR PILOT PROGRAM filed.(ghap) (Entered: 05/23/2008) |
| 05/19/2008 | | FAX number for Attorneys Phillip J Matsumoto, Tara L Newman, Sara Ugaz is 213-897-2805. (ghap) (Entered: 05/23/2008) |
| 05/19/2008 | | FAX number for Attorney Lynn S Carman is 415-499-1687. (ghap) (Entered: 05/23/2008) |
| 05/19/2008 | | FAX number for Attorney Stanley L Friedman is 213-489-6899. (ghap) (Entered: 05/23/2008) |
| 05/23/2008 | <u>2</u> | NOTICE of Related Case(s) filed by Respondents Sandra Shewry, California Department of Health Care Services. Related Case(s): 08-03363 (Ugaz, Sara) (Entered: 05/23/2008) |
| 05/28/2008 | <u>6</u> | NOTICE OF LODGING filed of <i>Conformed Filed Verified First Amended Petition for Writ of Mandamus</i> re Notice of Removal, <u>1</u> (Carman, Lynn) (Entered: 05/28/2008) |
| 05/28/2008 | <u>7</u> | NOTICE of Related Case(s) filed by Petitioner Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Jason Young, Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco. Related Case(s): 2:08-cv-03315 and 2:08-cv-3363 (Carman, Lynn) (Entered: 05/28/2008) |
| 05/28/2008 | | CONFORMED COPY OF VERIFIED FIRST AMENDED PETITION FOR WRIT OF MANDAMUS against Respondents Sandra Shewry, Director of Department of Health Care Services of the State of California, Department of Health Care Services, a department of the State of California, and Does 1 through 50; amending Complaint <u>1</u> ; filed by Petitioners Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco, Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., and Jason Young. [Filed stamped by Los Angeles Superior Court, Case No. BS 114459, on 5/19/2008] (gk) (Entered: 06/05/2008) |
| 05/29/2008 | <u>8</u> | PROOF OF SERVICE Executed Independent Living Center of Southern California, upon <i>Sandra Shewry, Director of Department of Health Care Services of the State of California</i> (Friedman, Stanley) (Entered: 05/29/2008) |
| 05/29/2008 | <u>9</u> | NOTICE filed by _Plaintiff Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Jason Young, Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco. of <i>Motion for Preliminary Injunction</i> (Carman, Lynn) (Entered: 05/29/2008) |
| 05/29/2008 | <u>30</u> | ISSUED 20-Day Summons re First Amended Complaint, as to Defendants Sandra Shewry and California Department of Health Care Services. (gk) (Entered: 06/03/2008) |
| 05/30/2008 | <u>10</u> | NOTICE OF MOTION AND MOTION for Preliminary Injunction re: federal preempted 10% Medicaid payment cuts filed by Plaintiff Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Jason Young, Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco. Motion set for hearing on 6/23/2008 at 10:00 AM before Judge Christina A. Snyder. (Carman, Lynn) (Entered: 05/30/2008) |

| | | |
|------------|-----------|--|
| 05/30/2008 | <u>11</u> | MEMORANDUM in Support of MOTION for Preliminary Injunction re: federal preempted 10% Medicaid payment cuts <u>10</u> filed by Petitioners Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Jason Young, Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco. (Carman, Lynn) (Entered: 05/30/2008) |
| 06/01/2008 | <u>12</u> | NOTICE OF DISMISSAL filed by Petitioner Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Jason Young, Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco pursuant to FRCP 41a(1) <i>Without Prejudice</i> as to California Department of Health Care Services. (Carman, Lynn) (Entered: 06/01/2008) |
| 06/01/2008 | <u>13</u> | DECLARATION of Joan B. Lee In support of MOTION for Preliminary Injunction re: federal preempted 10% Medicaid payment cuts <u>10</u> filed by Petitioners Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Jason Young, Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco. (Carman, Lynn) (Entered: 06/01/2008) |
| 06/01/2008 | <u>14</u> | DECLARATION of Joan B. Lee In Support MOTION for Preliminary Injunction re: federal preempted 10% Medicaid payment cuts <u>10 EXHIBITS A, B, C TO LEE DECLARATION</u> filed by Petitioners Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Jason Young, Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco. (Carman, Lynn) (Entered: 06/01/2008) |
| 06/01/2008 | <u>15</u> | DECLARATION of THU-HANG TRAN IN SUPPORT MOTION for Preliminary Injunction re: federal preempted 10% Medicaid payment cuts <u>10</u> filed by Petitioners Gerald Shapiro, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Jason Young, Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco, Respondent Sandra Shewry. (Attachments: # <u>1</u> Exhibit A, B, C TO TRAN DECLARATION)(Carman, Lynn) (Entered: 06/01/2008) |
| 06/01/2008 | <u>16</u> | DECLARATION of THU-HANGH TRAN In Support MOTION for Preliminary Injunction re: federal preempted 10% Medicaid payment cuts <u>10 EXHIBITS A, B, C TO TRAN DECLARATION</u> filed by Petitioners Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Jason Young, Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco. (Carman, Lynn) (Entered: 06/01/2008) |
| 06/02/2008 | <u>17</u> | DECLARATION of Maark Beckwith In Support MOTION for Preliminary Injunction re: federal preempted 10% Medicaid payment cuts <u>10</u> filed by Petitioners Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Jason Young, Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco. (Carman, Lynn) (Entered: 06/02/2008) |
| 06/02/2008 | <u>18</u> | DECLARATION of Gerald Shapiro, Phaarm.D In Support MOTION for Preliminary Injunction re: federal preempted 10% Medicaid payment cuts <u>10</u> filed by Petitioners Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Jason Young, Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco. (Carman, Lynn) (Entered: 06/02/2008) |
| 06/02/2008 | <u>19</u> | DECLARATION of MAARGAARET DOWLING In Support MOTION for Preliminary Injunction re: federal preempted 10% Medicaid payment cuts <u>10</u> filed by Petitioners Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Jason Young, Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco. (Carman, Lynn) (Entered: 06/02/2008) |
| 06/02/2008 | <u>20</u> | DECLARATION of SHARON STEEN In Support MOTION for Preliminary Injunction re: federal preempted 10% Medicaid payment cuts <u>10</u> filed by Petitioners Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Jason Young, Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco. (Carman, Lynn) (Entered: 06/02/2008) |

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| 06/02/2008 | <u>21</u> | DECLARATION of Norma Vescovo In Support MOTION for Preliminary Injunction re: federal preempted 10% Medicaid payment cuts <u>10</u> filed by Petitioners Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Jason Young, Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco. (Carman, Lynn) (Entered: 06/02/2008) |
| 06/02/2008 | <u>22</u> | DECLARATION of JASON YOUNG In Support MOTION for Preliminary Injunction re: federal preempted 10% Medicaid payment cuts <u>10</u> filed by Petitioners Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Jason Young, Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco. (Carman, Lynn) (Entered: 06/02/2008) |
| 06/02/2008 | <u>23</u> | DECLARATION of Michael LyonL In Support MOTION for Preliminary Injunction re: federal preempted 10% Medicaid payment cuts <u>10</u> filed by Petitioners Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Jason Young, Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco. (Attachments: # <u>1</u> Exhibis A, B, C, D, E, F, G, # <u>2</u> Declaration)(Carman, Lynn) (Entered: 06/02/2008) |
| 06/02/2008 | <u>24</u> | DECLARATION of Richard Wilson, CPA In Support MOTION for Preliminary Injunction re: federal preempted 10% Medicaid payment cuts <u>10</u> filed by Petitioners Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Jason Young, Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco. (Attachments: # <u>1</u> Exhibits A, B, C, D, E, F, G, # <u>2</u> Exhibits A, B, C, D, E, F, G)(Carman, Lynn) (Entered: 06/02/2008) |
| 06/02/2008 | <u>25</u> | REQUEST FOR JUDICIAL NOTICE re MOTION for Preliminary Injunction re: federal preempted 10% Medicaid payment cuts <u>10</u> filed by Plaintiffs Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Jason Young, Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco. (Attachments: # <u>1</u> Exhibit (AB X3 5), # <u>2</u> Exhibits B,C,D,E,F, # <u>3</u> Exhibits G, H, I, # <u>4</u> Ex J (MEYERS STAUFFER REPORT), # <u>5</u> Ex K (LEGISLATIVE ANALYST REPORT), # <u>6</u> REQUEST FOR JUDICIAL NOTICE)(Carman, Lynn) (Entered: 06/02/2008) |
| 06/02/2008 | <u>26</u> | NOTICE filed by Plaintiffs Gerald Shapiro, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Jason Young, Sandra Shewry, Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco. <i>OF ECF FILING OF THREE STUDIES</i> (Carman, Lynn) (Entered: 06/02/2008) |
| 06/02/2008 | <u>27</u> | REQUEST JUDICIAL NOTICE OF 3 STUDIES re MOTION for Preliminary Injunction re: federal preempted 10% Medicaid payment cuts <u>10</u> filed by Petitioners Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Jason Young, Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco. (Carman, Lynn) (Entered: 06/02/2008) |
| 06/02/2008 | <u>28</u> | DECLARATION of Thu–Hang Tran In Support MOTION for Preliminary Injunction re: federal preempted 10% Medicaid payment cuts <u>10</u> filed by Petitioners Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Jason Young, Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco. (Attachments: # <u>1</u> EXHIBITS A, B, C, # <u>2</u> EXHIBITS A, B, C)(Carman, Lynn) (Entered: 06/02/2008) |
| 06/02/2008 | <u>29</u> | NOTICE OF LODGING filed <i>Proposed Order</i> re MOTION for Preliminary Injunction re: federal preempted 10% Medicaid payment cuts <u>10</u> (Attachments: # <u>1</u> Exhibit, # <u>2</u> Document)(Friedman, Stanley) (Entered: 06/02/2008) |
| 06/05/2008 | <u>31</u> | NOTICE filed by Petitioners Gerald Shapiro, Sharon Steen, Margaret Dowling, Tran Pharmacy, Inc., Jason Young, Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco. <i>NOTICE OF ERRATUM AND LODGING OF (CORRECTED) JASON YOUNG DECLARATION</i> (Carman, Lynn) (Entered: 06/05/2008) |
| 06/06/2008 | <u>32</u> | CERTIFICATE of Interested Parties filed by Petitioners Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Jason Young, Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco, identifying THU–HANG TRAN, Pharm.D.. (Carman, Lynn) (Entered: 06/06/2008) |

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| 06/12/2008 | <u>33</u> | EX PARTE APPLICATION FOR ENLARGEMENT OF TIME to File <i>Respondent's Opposition to Petitioner's Motion for Preliminary Injunction</i> filed by Respondents California Department of Health Care Services. (Attachments: # <u>1</u> Supplement Memorandum of Points and Authorities in Support, # <u>2</u> Declaration Declaration of Matsumoto in Support, # <u>3</u> Proposed Order Proposed Order)(Ugaz, Sara) (Entered: 06/12/2008) |
| 06/12/2008 | <u>34</u> | NOTICE OF DOCUMENTS SERVCED BY LYNN S. CARMAN filed by Petitioners Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Jason Young, Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco. <i>FOR 6/23/08 HEARING</i> (Carman, Lynn) (Entered: 06/12/2008) |
| 06/12/2008 | <u>35</u> | MEMORANDUM in Opposition to MOTION for Preliminary Injunction re: federal preempted 10% Medicaid payment cuts <u>10</u> filed by Respondents Sandra Shewry, California Department of Health Care Services. (Attachments: # <u>1</u> Supplement Request for Judicial Notice in Support of Opposition, # <u>2</u> Exhibit Exhibits to Request for Judicial Notice, # <u>3</u> Proposed Order on Request for Judicial Notice, # <u>4</u> Supplement Objections to Declarations in Motion for Preliminary Injunction)(Ugaz, Sara) (Entered: 06/12/2008) |
| 06/12/2008 | <u>36</u> | NOTICE OF MOTION AND MOTION to Dismiss Petitioner's First Amended Petition for Writ of Mandamus filed by Respondent Sandra Shewry. Motion set for hearing on 7/14/2008 at 10:00 AM before Judge Christina A. Snyder. (Attachments: # <u>1</u> Supplement Request for Judicial Notice in Support of Motion to Dismiss, # <u>2</u> Exhibit A to E for Request for Judicial Notice, # <u>3</u> Proposed Order Granting Request for Judicial Notice on Motion to Dismiss)(Ugaz, Sara) (Entered: 06/12/2008) |
| 06/12/2008 | <u>37</u> | EX PARTE APPLICATION to Reschedule Motion to Dismiss and Motion for Preliminary Injunction <i>for CONSOLIDATION of HEARING DATES</i> , EX PARTE APPLICATION for Hearing Motion to Dismiss and Motion for Preliminary Injunction, re MEMORANDUM in Opposition to Motion, <u>35</u> , MOTION to Dismiss Petitioner's First Amended Petition for Writ of Mandamus <u>36</u> , MOTION for Preliminary Injunction re: federal preempted 10% Medicaid payment cuts <u>10</u> , Memorandum in Support of Motion, <u>11</u> , filed by Respondent Sandra Shewry. (Attachments: # <u>1</u> Supplement Memorandum of Points and Authorities in Support, # <u>2</u> Declaration of P Matsumoto in Support, # <u>3</u> Proposed Order Granting Ex Parte Application for Consolidation of Hearing Dates)(Ugaz, Sara) (Entered: 06/12/2008) |
| 06/13/2008 | <u>38</u> | NOTICE OF JUNE 2, 2008 PERSONAL SERVICE OF PRELIMINARY INJUNCTION MOTION PAPERS filed by PETITIONERS Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Jason Young, Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco. (Carman, Lynn) (Entered: 06/13/2008) |
| 06/13/2008 | <u>39</u> | OBJECTIONS IN OPPOSITION TO re: EX PARTE APPLICATION FOR ENLARGEMENT OF TIME to File <i>Respondent's Opposition to Petitioner's Motion for Preliminary Injunction</i> <u>33</u> filed by Petitioners Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Jason Young, Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco. (Carman, Lynn) (Entered: 06/13/2008) |
| 06/13/2008 | <u>40</u> | NOTICE OF LODGING filed <i>OF (PROPOSED) ORDER DENYING, WITHOUT PREJUDICE</i> , f re EX PARTE APPLICATION FOR ENLARGEMENT OF TIME to File <i>Respondent's Opposition to Petitioner's Motion for Preliminary Injunction</i> <u>33</u> (Carman, Lynn) (Entered: 06/13/2008) |
| 06/16/2008 | <u>41</u> | OBJECTIONS IN OPPOSITION TO re: EX PARTE APPLICATION to Reschedule Motion to Dismiss and Motion for Preliminary Injunction <i>for CONSOLIDATION of HEARING DATES</i> EX PARTE APPLICATION for Hearing Motion to Dismiss and Motion for Preliminary Injunction, re MEMORANDUM in Opposition to Motion, <u>35</u> , MOTION to Dismiss Petitioner's First Amended Petition for Writ of Mandamus <u>36</u> , MOTION for Preliminary Injunct EX PARTE APPLICATION for Hearing Motion to Dismiss and Motion for Preliminary Injunction, re MEMORANDUM in Opposition to Motion, <u>35</u> , MOTION to Dismiss Petitioner's First Amended Petition for Writ of |

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| | | Mandamus <u>36</u> , MOTION for Preliminary Injunct EX PARTE APPLICATION for Hearing Motion to Dismiss and Motion for Preliminary Injunction, re MEMORANDUM in Opposition to Motion, <u>35</u> , MOTION to Dismiss Petitioner's First Amended Petition for Writ of Mandamus <u>36</u> , MOTION for Preliminary Injunct <u>37</u> filed by Petitioners Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Jason Young, Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco. (Carman, Lynn) (Entered: 06/16/2008) |
| 06/16/2008 | <u>42</u> | NOTICE OF LODGING filed (<i>PROPOSED</i>) <i>ORDER DENYING RESPONDENT'S CONSOLIDATION MOTION</i> re Objections (Motion related), Objections (Motion related), Objections (Motion related), Objections (Motion related), Objections (Motion related) <u>41</u> (Carman, Lynn) (Entered: 06/16/2008) |
| 06/16/2008 | <u>43</u> | REPLY IN SUPPORT OF MOTION for Preliminary Injunction re: federal preempted 10% Medicaid payment cuts <u>10 FOR 6/23/08 HEARING</u> filed by Petitioners Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Jason Young, Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco. (Carman, Lynn) (Entered: 06/16/2008) |
| 06/19/2008 | <u>44</u> | ORDER by Judge Christina A. Snyder DENYING Respondent's Ex Parte Application for an Order Consolidating the Hearing Dates of Respondent's Motion to Dismiss and Petitioner's Motion for Preliminary Injunction. <u>37</u> (pso) (Entered: 06/19/2008) |
| 06/19/2008 | <u>45</u> | ORDER by Judge Christina A. Snyder GRANTING Respondent's Ex Parte Application to Allow for Late Filing of Respondent's Opposition to Petitioner's Motion for Preliminary Injunction. <u>33</u> . Refer to document for details of the Order. (pso) (Entered: 06/19/2008) |
| 06/23/2008 | <u>46</u> | MINUTES OF Motion Hearing on Petitioner's Motion for Preliminary Injunction <u>10</u> held before Judge Christina A. Snyder. The Court takes petitioner's motion under submission. The Court will issue a final order.Court Reporter: Laura Elias. (cj) (Entered: 06/23/2008) |
| 06/25/2008 | <u>47</u> | ORDER DENYING PETITIONERS' MOTION FOR A PRELIMINARY INJUNCTION by Judge Christina A. Snyder: The Court hereby DENIES Petitioners' Motion for Preliminary Injunction <u>10</u> . See document for details. (gk) (Entered: 06/25/2008) |
| 06/26/2008 | <u>48</u> | NOTICE OF APPEAL to the 9th CCA filed by PetitionersGerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Jason Young, Independent Living Center of Southern California, Gray Panthers of San Francisco. Appeal of Order <u>47</u> FEE NOT PAID. (Attachments: # <u>1</u> Civil Appeals Docketing Statement)(Friedman, Stanley) (Entered: 06/26/2008) |
| 06/27/2008 | <u>49</u> | NOTICE of Change of Attorney Information for attorney Jennifer M Kim counsel for Respondent Sandra Shewry. Adding Gregory M. Cribbs as attorney as counsel of record for Respondents for the reason indicated in the G-06 Notice. Filed by Respondent Shewry, S. (Kim, Jennifer) (Entered: 06/27/2008) |
| 06/27/2008 | <u>50</u> | NOTIFICATION by Circuit Court of Appellate Docket Number 08-56061, 9th CCA regarding Notice of Appeal to 9th Circuit Court of Appeals, <u>48</u> as to Petitioners Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Jason Young, Gray Panthers of Sacramento, Gray Panthers of San Francisco. (cbr) (Entered: 06/27/2008) |
| 06/27/2008 | <u>51</u> | NOTICE OF APPEAL NOTIFICATION form issued regarding Notice of Appeal to 9th Circuit Court of Appeals, <u>48</u> as to Petitioner Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Jason Young, Independent Living Center of Southern California, Gray Panthers of San Francisco. (lr) (Entered: 06/27/2008) |
| 06/27/2008 | <u>52</u> | FILING FEE LETTER issued as to Petitioner Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Jason Young, re a \$5.00 filing fee and a \$450.00 docket fee are required to be paid to the Clerk, U.S. District Court. re Notice of Appeal to 9th Circuit Court of Appeals, <u>48</u> (lr) (Entered: 06/27/2008) |
| 06/27/2008 | | Transmission of Notice of Appeal and Docket Sheet to US Court of Appeals re: Notice of Appeal to 9th Circuit Court of Appeals, <u>48</u> (lr) (Entered: 06/27/2008) |

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| 07/01/2008 | <u>55</u> | ORDER from 9th CCA filed re: Notice of Appeal to 9th Circuit Court of Appeals, <u>48</u> filed by Mark Beckwith, Gray Panthers of San Francisco, Tran Pharmacy, Inc., Independent Living Center of Southern California, Margaret Dowling, Jason Young, Sharon Steen, Gerald Shapiro, CCA # 08-56061. We have reviewed appellants' emergency motion filed on June 27, 2008. We grant appellants' motion to expedite the date of oral argument in this appeal, and deny the balance of appellants' motion without prejudice. (cbr) (Entered: 07/07/2008) |
| 07/02/2008 | <u>53</u> | STIPULATION for Hearing re MOTION to Dismiss Petitioner's First Amended Petition for Writ of Mandamus <u>36</u> filed by PETITIONERS Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Jason Young, Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco.(Carman, Lynn) (Entered: 07/02/2008) |
| 07/02/2008 | <u>54</u> | NOTICE OF LODGING filed <i>OF PROPOSED ORDER TO CONTINUE DISMISSAL MOTION</i> re MOTION to Dismiss Petitioner's First Amended Petition for Writ of Mandamus <u>36</u> (Carman, Lynn) (Entered: 07/02/2008) |
| 07/07/2008 | <u>56</u> | OPPOSITION TO <i>MO[TION TO DISMISS]</i> filed by Petitioners Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Jason Young, Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco. (Carman, Lynn) (Entered: 07/07/2008) |
| 07/07/2008 | <u>57</u> | APPEAL FEE PAID: re Notice of Appeal to 9th Circuit Court of Appeals, <u>48</u> as to Petitioners Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Jason Young, Gray Panthers of San Francisco; Receipt Number: 109113, Paid in the amount of \$455. (lr) (Entered: 07/09/2008) |
| 07/08/2008 | <u>58</u> | ORDER CONTINUING DISMISSAL MOTION OF RESPONDENT SANDRA SHEWRY FROM 7/14/2008 TO 7/21/2008 by Judge Christina A. Snyder: Upon Stipulation of the parties <u>53</u> , IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that the hearing of the dismissal motion of the respondent SANDRA SHEWRY, entitled: "Respondent's Notice of Motion and Motion to Dismiss Petitioners' First Amended Petition for Writ of Mandamus, shall be, and is hereby, continued to 7/21/2008 at 10:00 AM before Judge Christina A. Snyder. (gk) (Entered: 07/09/2008) |
| 07/09/2008 | <u>59</u> | ORDER from 9th CCA filed re: Notice of Appeal to 9th Circuit Court of Appeals, <u>48</u> filed by Mark Beckwith, Gray Panthers of San Francisco, Tran Pharmacy, Inc., Independent Living Center of Southern California, Margaret Dowling, Jason Young, Sharon Steen, Gerald Shapiro, CCA # 08-56061. With regard to the oral argument scheduled for 10:00 a.m. on July 11, 2008, the parties are advised that each party shall have twenty minutes for argument. (cbr) (Entered: 07/10/2008) |
| 07/10/2008 | <u>60</u> | NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents. The following error(s) was found: Proposed Document was not submitted as separate attachment. Proposed Order on page 2. A Notice of Lodging with a Proposed Order also filed 7/2/2008, document number 54. Order filed 7/8/2008, document number 58 RE: Stipulation to Continue Hearing of Rule 12(b)(6) Motion of Respondent Sandra Shewrey to 7/21/2008 filed 7/2/2008 <u>53</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: 07/10/2008) |
| 07/11/2008 | <u>64</u> | ORDER from 9th CCA filed re: Notice of Appeal to 9th Circuit Court of Appeals, <u>48</u> filed by Mark Beckwith, Gray Panthers of San Francisco, Tran Pharmacy, Inc., Independent Living Center of Southern California, Margaret Dowling, Jason Young, Sharon Steen, Gerald Shapiro, CCA # 08-56061. The district court's order denying appellants' motion for a preliminary injunction is vacated and we remand for further proceedings. We also temporarily enjoin appellee from implementing A.B. 5's ten percent reduction in the reimbursement rate for prescription drugs, until August 11, 2008. If the district court has not ruled by then on appellants' motion for preliminary injunction, appellants may seek further temporary relief from this court. An Opinion will follow. Order received in this district on 7/11/08. (car) (Entered: 07/15/2008) |
| 07/13/2008 | <u>61</u> | NOTICE OF LODGING filed <i>OF JULY 11, 2008 ORDER IN APPEAL NO. 08-56061 OF U.S. COURT OF APPEALS, NINTH CIRCUIT COURT OF APPEALS ORDER</i> re Order,,, Terminate Hearings,,, Set Motion and R&R Deadlines,, <u>58</u> , MOTION to |

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| | | Dismiss Petitioner's First Amended Petition for Writ of Mandamus <u>36</u> , Order <u>47</u> (Carman, Lynn) (Entered: 07/13/2008) |
| 07/13/2008 | <u>62</u> | NOTICE OF JULY 11, 2008 ORDER IN APPEAL CASE NO. 08-56061 filed by PETITIONERS Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Jason Young, Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco. (Carman, Lynn) (Entered: 07/13/2008) |
| 07/14/2008 | <u>63</u> | REPLY to opposition of MOTION to Dismiss Petitioner's First Amended Petition for Writ of Mandamus <u>36</u> filed by Respondent Sandra Shewry. (Attachments: # <u>1</u> Supplement Request for Judicial Notice in Support of Reply)(Kim, Jennifer) (Entered: 07/14/2008) |
| 07/15/2008 | <u>65</u> | IN CHAMBERS ORDER by Judge Christina A. Snyder: On the Courts own motion, the Court continues respondents motion to dismiss petitioners first amended petition for writ of mandamus filed June 12, 2008 from July 21, 2008 to August 11, 2008 at 10:00 A.M. but, counsel are directed to appear before this Court on July 21, 2008 at 10:00 A.M. for a Status Conference to discuss further briefing as directed by the Ninth Circuit Mandate. <u>36</u> (ps0) (Entered: 07/16/2008) |
| 07/16/2008 | <u>66</u> | ORDER from 9th CCA filed re: Notice of Appeal to 9th Circuit Court of Appeals, <u>48</u> filed by Mark Beckwith, Gray Panthers of San Francisco, Tran Pharmacy, Inc., Independent Living Center of Southern California, Margaret Dowling, Jason Young, Sharon Steen, Gerald Shapiro, CCA # 08-56061. Because of the urgency of the district court's conducting the preliminary injunction hearing on the merits, this order directs the clerk to issue the mandate forthwith. We delete from the order, however, the second and third sentences of the final paragraph that relate to the issuance of the stay; the two sentences commence with "We also" and end with "form this court." The panel retains jurisdiction over the stay request and will reconsider the question of a stay in light of the motion for reconsideration filed by the appellees. An order as to the stay will issue subsequently. Order received in this district on 7/16/08. (car) (Entered: 07/18/2008) |
| 07/16/2008 | <u>68</u> | MANDATE of 9th CCA filed re: Notice of Appeal to 9th Circuit Court of Appeals, <u>48</u> , CCA # 08-56061. Order denying appellants' motion for a preliminary injunction order is vacated and remand for further proceedings. Mandate received in this district on 7/16/08. (lr) (Entered: 07/22/2008) |
| 07/20/2008 | <u>67</u> | NOTICE Proposed Schedule filed by All Plaintiffs Independent Living Center of Southern California. (Friedman, Stanley) (Entered: 07/20/2008) |
| 07/21/2008 | <u>69</u> | MINUTES OF Status Conference held before Judge Christina A. Snyder: Status Conference is held. Court and counsel confer. The hearing on Respondents Motion to Dismiss Petitioners First Amended Petition for Writ of Mandamus (filed 6/12/08) set for August 11, 2008 is continued to August 18, 2008 at 10:00 a.m. Court and counsel further confer regarding Petitioners intent to file a Motion for Preliminary Injunction. The Court sets a hearing for the Motion on August 1, 2008 at 2:00 p.m. with the following briefing schedule: Petitioners Motion: file by no later than July 25, 2008; Respondents Opposition: file by no later than July 30, 2008; Petitioners Reply: file by no later than July 31, 2008 Court Reporter: Laura Elias. (ps0) (Entered: 07/23/2008) |
| 07/24/2008 | <u>70</u> | NOTICE of Change of Attorney Information for attorney Carmen Denise Snuggs counsel for Respondent Sandra Shewry. Adding Carmen D. Snuggs as attorney as counsel of record for Respondent/Defendant for the reason indicated in the G-06 Notice. Filed by Attorney for Respondents Carmen D. Snuggs, Deputy Attorney General (Snuggs, Carmen) (Entered: 07/24/2008) |
| 07/24/2008 | <u>71</u> | NOTICE of Change of Attorney Information for attorney John Venegas counsel for Respondent Sandra Shewry. Adding John F. Venegas as attorney as counsel of record for Respondents for the reason indicated in the G-06 Notice. Filed by Attorney for Respondents John F. Venegas (Venegas, John) (Entered: 07/24/2008) |
| 07/24/2008 | <u>78</u> | APPLICATION OF NON-RESIDENT ATTORNEY Stacy Canan to appear on behalf of Amicus Curiae AARP, and designating Barbara Jones as local counsel. FEE PAID. Lodged Proposed Order. (gk) (Entered: 07/27/2008) |

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| 07/24/2008 | <u>80</u> | NOTICE OF AARP'S EX PARTE APPLICATION to File Amicus Curiae Brief; Ex Parte Application; Memorandum of Points and Authorities in Support; Declaration of Barbara A. Jones filed by Amicus Curiae AARP.(gk) (Entered: 07/28/2008) |
| 07/24/2008 | <u>81</u> | DECLARATION OF SERVICE filed by Amicus Curiae AARP re Proposed Amicus Curiae Brief, Notice of Ex Parte Application, Ex Parte Application to File Amicus Curiae Brief <u>80</u> , and Proposed Order, served on 7/24/2008. (gk) (Entered: 07/28/2008) |
| 07/25/2008 | <u>72</u> | NOTICE of Manual Filing filed by Petitioners Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Jason Young, Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco of Exhibits (Six Volumes). (Friedman, Stanley) (Entered: 07/25/2008) |
| 07/25/2008 | <u>73</u> | REQUEST for Preliminary Injunction re: Request for Judicial Notice filed by Petitioners Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Jason Young, Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco. Request set for hearing on 8/1/2008 at 02:00 PM before Judge Christina A. Snyder. (Friedman, Stanley) (Entered: 07/25/2008) |
| 07/25/2008 | <u>74</u> | MEMORANDUM in Support <i>Preliminary Injunction</i> filed by Petitioners Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Jason Young, Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco. (Carman, Lynn) (Entered: 07/25/2008) |
| 07/25/2008 | <u>75</u> | DECLARATION of Pharmacies MOTION for Preliminary Injunction re: federal preempted 10% Medicaid payment cuts <u>10</u> filed by Petitioner Jason Young. (Carman, Lynn) (Entered: 07/26/2008) |
| 07/25/2008 | <u>79</u> | ORDER by Judge Christina A. Snyder granting Application of Non-Resident Attorney Stacy Canan to appear on behalf of Amicus Curiae AARP <u>78</u> , and designating Barbara Jones as local counsel. (gk) (Entered: 07/27/2008) |
| 07/25/2008 | <u>82</u> | ORDER GRANTING AARP'S EX PARTE APPLICATION TO FILE AMICUS CURIAE BRIEF by Judge Christina A. Snyder: Ordered that AARP's Application for Amicus Status <u>80</u> is GRANTED. The Court grants AARP amicus status. IT IS FURTHER ORDERED that AARP's amicus curiae proposed brief lodged with the Court on 7/24/2008 is deemed filed as of the date of this Order. (gk) (Entered: 07/28/2008) |
| 07/25/2008 | <u>83</u> | Amicus Curiae Brief of AARP in Support of Petitioners filed by Amicus AARP. (gk) (Entered: 07/28/2008) |
| 07/25/2008 | <u>84</u> | DECLARATIONS for Which Judicial Notice is Requested in Support of Preliminary Injunction <u>73</u> , Volume One, Declarations 1 through 11, filed by Petitioners Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco, Gerald Shapiro, Pharm.D., dba Uptown Pharmacy & Gift Shoppe, Sharon Steen, dba Central Pharmacy, Tran Pharmacy, Inc., dba Tran Pharmacy, Mark Beckwith, Margaret Dowling, and Jason Young. (gk) (Entered: 07/28/2008) |
| 07/25/2008 | <u>85</u> | DECLARATIONS for Which Judicial Notice is Requested in Support of Preliminary Injunction <u>73</u> , Volume Two, Declarations 12 through 39, filed by Petitioners Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco, Gerald Shapiro, Pharm.D., dba Uptown Pharmacy & Gift Shoppe, Sharon Steen, dba Central Pharmacy, Tran Pharmacy, Inc., dba Tran Pharmacy, Mark Beckwith, Margaret Dowling, and Jason Young. (gk) (Entered: 07/28/2008) |
| 07/25/2008 | <u>86</u> | DECLARATIONS for Which Judicial Notice is Requested in Support of Preliminary Injunction <u>73</u> , Volume Three, Declarations 40 through 50, filed by Petitioners Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco, Gerald Shapiro, Pharm.D., dba Uptown Pharmacy & Gift Shoppe, Sharon Steen, dba Central Pharmacy, Tran Pharmacy, Inc., dba Tran Pharmacy, Mark Beckwith, Margaret Dowling, and Jason Young. (gk) Modified on 7/28/2008 (gk). (Entered: 07/28/2008) |

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| 07/25/2008 | <u>87</u> | DECLARATIONS for Which Judicial Notice is Requested in Support of Preliminary Injunction <u>73</u> , Volume Four, Declarations 51 through 65, filed by Petitioners Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco, Gerald Shapiro, Pharm.D., dba Uptown Pharmacy & Gift Shoppe, Sharon Steen, dba Central Pharmacy, Tran Pharmacy, Inc., dba Tran Pharmacy, Mark Beckwith, Margaret Dowling, and Jason Young. (gk) (Entered: 07/28/2008) |
| 07/25/2008 | <u>88</u> | DECLARATIONS for Which Judicial Notice is Requested in Support of Preliminary Injunction <u>73</u> , Volume Five, Declarations 66 through 68, filed by Petitioners Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco, Gerald Shapiro, Pharm.D., dba Uptown Pharmacy & Gift Shoppe, Sharon Steen, dba Central Pharmacy, Tran Pharmacy, Inc., dba Tran Pharmacy, Mark Beckwith, Margaret Dowling, and Jason Young. (gk) (Entered: 07/28/2008) |
| 07/25/2008 | <u>89</u> | DECLARATIONS for Which Judicial Notice is Requested in Support of Preliminary Injunction <u>73</u> , Volume Six, Declarations 69 through 87, filed by Petitioners Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco, Gerald Shapiro, Pharm.D., dba Uptown Pharmacy & Gift Shoppe, Sharon Steen, dba Central Pharmacy, Tran Pharmacy, Inc., dba Tran Pharmacy, Mark Beckwith, Margaret Dowling, and Jason Young. (gk) (Entered: 07/28/2008) |
| 07/26/2008 | <u>76</u> | DECLARATION of THU-HANG TRAN, Pharm.D. IN SUPPORT OF MOTION for Preliminary Injunction re: federal preempted 10% Medicaid payment cuts <u>10</u> filed by Petitioners Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Jason Young, Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco. (Carman, Lynn) (Entered: 07/26/2008) |
| 07/26/2008 | <u>77</u> | NOTICE Table filed by PETITIONERS Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Jason Young, Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco. (Carman, Lynn) (Entered: 07/26/2008) |
| 07/28/2008 | <u>93</u> | ORDER from 9th CCA filed re: Notice of Appeal to 9th Circuit Court of Appeals, <u>48</u> filed by Mark Beckwith, Gray Panthers of San Francisco, Tran Pharmacy, Inc., Independent Living Center of Southern California, Margaret Dowling, Jason Young, Sharon Steen, Gerald Shapiro, CCA # 08-56061. A hearing on appellants' motion for a preliminary injunction is set for 2:00 p.m. on August 1, 2008, in the Central District Court of California. In light of the pendency of that proceeding and our expectation that, pursuant to our order of July 11, 2008, the district court will act promptly on the question of whether a preliminary injunction shall issue. (cbr) (Entered: 07/30/2008) |
| 07/29/2008 | <u>90</u> | NOTICE of Change of Attorney Information for attorney Jennifer M Kim counsel for Respondent California Department of Health Care Services. Phillip J. Matsumoto will no longer receive service of documents from the Clerks Office for the reason indicated in the G-06 Notice. Phillip J. Matsumoto is no longer attorney of record for the aforementioned party in this case for the reason indicated in the G-06 Notice. Filed by Defendant Department of Health Care Services (Kim, Jennifer) (Entered: 07/29/2008) |
| 07/29/2008 | <u>91</u> | NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents. The following error(s) was found: Memorandum exceeding 10 pages shall contain table of contents, Local Rule 11-8 RE: Petitioners' Supplemental Memorandum in Support of Preliminary Injunction filed 7/25/2008 <u>74</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: 07/29/2008) |
| 07/29/2008 | <u>92</u> | NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents. The following error(s) was found: Title page is missing. This filing appears to be the table of contents for the Petitioner's Supplemental Memorandum in Support of Preliminary Injunction filed 7/25/2008, document number 74 RE: Table re Petitioner's Supplemental Memorandum in Support of Preliminary Injunction filed 7/26/1008 <u>77</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: 07/29/2008) |

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| 07/30/2008 | <u>94</u> | OPPOSITION to REQUEST for Preliminary Injunction re: Request for Judicial Notice <u>73</u> filed by Respondent Sandra Shewry. (Attachments: # <u>1</u> RESPONDENT'S OBJECTIONS TO DECLARATIONS FILED UNDER JUDICIAL NOTICE IN SUPPORT OF MOTION FOR PRELIMINARY INJUNCTION, # <u>2</u> RESPONDENT'S OBJECTIONS TO PETITIONERS' DOCUMENTS IN SUPPORT OF MOTION FOR PRELIMINARY INJUNCTION, # <u>3</u> RESPONDENT'S OPPOSITION TO PETITIONERS' REQUEST FOR JUDICIAL NOTICE OF DECLARATIONS)(Snuggs, Carmen) (Entered: 07/30/2008) |
| 07/30/2008 | <u>95</u> | MEMORANDUM in Opposition to <i>Petitioners' Supplemental Motion for Preliminary Injunction</i> filed by Respondent Sandra Shewry. (Snuggs, Carmen) (Entered: 07/30/2008) |
| 07/31/2008 | <u>96</u> | NOTICE of Manual Filing filed by Respondent Sandra Shewry of DECLARATIONS IN SUPPORT OF RESPONDENT'S OPPOSITION TO SUPPLEMENTAL MOTION FOR PRELIMINARY INJUNCTION, VOLS. 1 AND 2. (Venegas, John) (Entered: 07/31/2008) |
| 07/31/2008 | <u>97</u> | NOTICE of Decision: L.A. County Superior Court Order dated 07/29/08 filed by Petitioners Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Jason Young, Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco. (Friedman, Stanley) (Entered: 07/31/2008) |
| 07/31/2008 | <u>98</u> | NOTICE OF MOTION AND MOTION to Strike Declaration of Gorospe filed by Petitioners Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Jason Young, Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco. Motion set for hearing on 8/1/2008 at 02:00 PM before Judge Christina A. Snyder. (Friedman, Stanley) (Entered: 07/31/2008) |
| 07/31/2008 | <u>99</u> | NOTICE OF MOTION AND MOTION to Strike Declaration of Hansen filed by Petitioners Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Jason Young, Sandra Shewry, Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco. Motion set for hearing on 8/1/2008 at 02:00 PM before Judge Christina A. Snyder. (Friedman, Stanley) (Entered: 07/31/2008) |
| 07/31/2008 | <u>100</u> | REQUEST FOR JUDICIAL NOTICE filed by Petitioners Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Jason Young, Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco. (Friedman, Stanley) (Entered: 07/31/2008) |
| 07/31/2008 | <u>101</u> | REPLY support of motion REQUEST for Preliminary Injunction re: Request for Judicial Notice <u>73</u> filed by Petitioners Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Jason Young, Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco, Respondent Sandra Shewry. (Friedman, Stanley) (Entered: 07/31/2008) |
| 07/31/2008 | <u>102</u> | REQUEST FOR JUDICIAL NOTICE <i>FOR AUGUST 1, 2008 HEARING</i> filed by PETITIONERS Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Jason Young, Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco. (Carman, Lynn) (Entered: 07/31/2008) |
| 07/31/2008 | <u>103</u> | REQUEST FOR JUDICIAL NOTICE filed by Petitioners Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Jason Young, Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco. (Friedman, Stanley) (Entered: 07/31/2008) |
| 07/31/2008 | <u>104</u> | DECLARATIONS in Support of Respondent's Opposition to Supplemental Motion for Preliminary Injunction <u>73</u> , Volume 1 of 2 filed by Respondent Sandra Shewry. (gk) (Entered: 07/31/2008) |
| 07/31/2008 | <u>105</u> | DECLARATIONS in Support of Respondent's Opposition to Supplemental Motion for Preliminary Injunction <u>73</u> , Volume 2 of 2 filed by Respondent Sandra Shewry. (gk) (Entered: 07/31/2008) |

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| 08/01/2008 | <u>116</u> | MINUTES OF Motion Hearing held before Judge Christina A. Snyder: Hearing held and counsel are present. The Court confers with counsel regarding the above-referenced motions and counsel argue. The declaration filed in State Court shall be deemed filed in this Court. The parties shall file a summary forthwith, as stated in Court and on the record. Defense shall lodge the transcripts from the Sacramento proceeding forthwith. The Court takes the above-referenced motions under submission and will issue a final order. <u>98 73 99</u> Court Reporter: Laura Elias. (pso) (Entered: 08/06/2008) |
| 08/03/2008 | <u>106</u> | NOTICE Voluntary Dismissal, Without Prejudice, of Third Cause of Action and Fourth Cause of Action filed by Petitioners Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Jason Young, Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco. <i>Pursuant to Federal Rule of Civil Procedure 41(a)(1)</i> (Friedman, Stanley) (Entered: 08/03/2008) |
| 08/04/2008 | <u>107</u> | NOTICE of Filing of Summaries of Declarations filed by Petitioners Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Jason Young, Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco. (Friedman, Stanley) (Entered: 08/04/2008) |
| 08/04/2008 | <u>108</u> | NOTICE BY RESPONDENT OF LODGING DECLARATION OF KEVIN GOROSPE filed by Respondent Sandra Shewry. (Attachments: # <u>1</u> RESPONDENT'S NOTICE OF LODGING REPORTER'S TRANSCRIPT OF JULY 3, 2008)(Snuggs, Carmen) (Entered: 08/04/2008) |
| 08/04/2008 | <u>109</u> | NOTICE OF RESPONDENT'S SUMMARY OF DECLARATIONS FILED BY RESPONDENT IN OPPOSITION TO PETITIONERS' MOTION FOR PRELIMINARY INJUNCTION filed by Respondent Sandra Shewry. (Snuggs, Carmen) (Entered: 08/04/2008) |
| 08/04/2008 | <u>110</u> | NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents. The following error(s) was found: Title page of this document lacks a description of the nature of the document, Local Rule 11-3.8(e) RE: Petitioner's "Request for Judicial Notice for August 1, 2008 Hearing" filed 7/31/2008 <u>102</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: 08/04/2008) |
| 08/04/2008 | <u>111</u> | NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents. The following error(s) was found: Incorrect event selected. Correct event is Requests – For Judicial Notice. Response in Opposition to Motion event utilized in docketing this filing RE: Respondent's Request for Judicial Notice in Support of Respondent's Opposition to Supplemental Motion for Preliminary Injunction filed 7/30/2008 <u>94</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: 08/04/2008) |
| 08/04/2008 | <u>112</u> | NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents. The following error(s) was found: Title page lacks counsel's name, California bar number, office address, telephone and facsimile numbers and e-mail address, commencing with line 1 at the left margin, pursuant to Local Rule 11-3.8(a) RE: Notice of Manual Filing (G-92) <u>96</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: 08/04/2008) |
| 08/04/2008 | <u>113</u> | NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents. The following error(s) was found: Hearing information not timely. Counsel set motion on calendar for 8/1/2008. Insufficient notice on motion, Local Rule 6-1 RE: Petitioners' Motion to Strike Statements of Gorospe filed 7/31/2008 <u>98</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: 08/04/2008) |
| 08/04/2008 | <u>114</u> | NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents. The following error(s) was found: Hearing information is not timely. Counsel set motion on calendar for 8/1/2008. Insufficient notice on motion, Local Rule 6-1 RE: |

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| | | Petitioners' Motion to Strike Statements of Hansen filed 7/31/2008 <u>99</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: 08/04/2008) |
| 08/04/2008 | <u>115</u> | NOTICE of Objection to Late-Filed Declaration of Gorospe filed by Petitioners Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Jason Young, Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco. (Friedman, Stanley) (Entered: 08/04/2008) |
| 08/13/2008 | <u>117</u> | Objection to Reply Memorandum in Support of re: MOTION to Dismiss Petitioner's First Amended Petition for Writ of Mandamus <u>36</u> filed by Petitioners Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Jason Young, Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco. (Friedman, Stanley) (Entered: 08/13/2008) |
| 08/14/2008 | <u>118</u> | STIPULATION to Continue Motion to Dismiss from August 18, 2008 Re: MOTION to Dismiss Petitioner's First Amended Petition for Writ of Mandamus <u>36</u> filed by respondent Sandra Shewry. (Attachments: # <u>1</u> Proposed Order Continuing Respondents' Motion to Dismiss)(Venegas, John) (Entered: 08/14/2008) |
| 08/14/2008 | <u>119</u> | ORDER by Judge Christina A. Snyder CONTINUING RESPONDENTS MOTION TODISMISS, CURRENTLY SET FOR 8/18/08 to 9/15/2008 at 10:00 AM <u>118</u> . (pso) (Entered: 08/14/2008) |
| 08/15/2008 | <u>120</u> | NOTICE PETITIONERS' REQUEST TO STRIKE FALSE STATEMENT OF EVIDENCE filed by PETITIONERS Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Jason Young, Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco. (Carman, Lynn) (Entered: 08/15/2008) |
| 08/18/2008 | <u>121</u> | ORDER GRANTING IN PART AND DENYING IN PART PETITIONERS MOTION FOR PRELIMINARYINJUNCTION by Judge Christina A. Snyder. Denying the parties' various motions to strike as moot. <u>98 73 99 120</u> . (rmo) (Entered: 08/19/2008) |
| 08/20/2008 | <u>122</u> | NOTICE of Request that Petitioners Be Permitted an Opportunity to Respond to Any Motion for Stay Filed By Respondent filed by Petitioners Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Jason Young, Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco. (Friedman, Stanley) (Entered: 08/20/2008) |
| 08/22/2008 | <u>123</u> | EX PARTE APPLICATION for Order to Show Cause re: Contempt of Order of August 18, 2008 filed by Petitioners Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Jason Young, Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco. (Attachments: # <u>1</u> Declaration, # <u>2</u> Declaration, # <u>3</u> Declaration)(Friedman, Stanley) (Entered: 08/22/2008) |
| 08/25/2008 | <u>124</u> | MINUTES OF IN CHAMBERS ORDER by Judge Christina A. Snyder: The Court is in receipt of Petitioners Notice of, And Ex Parte Request, of Petitioners to Set Hearing Date for Respondent to Show Cause Why: She Should Not be Held in Contempt; A Special Master Should not be Appointed; and Judgment for Permanent Injunction Should Not be Issued; and supporting documents filed August 22, 2008. Any and all oppositions are due on or before August 26, 2008, pursuant to Judge Snyders procedures. The Court sets a hearing on petitioners ex parte application on August 28, 2008 at 2:00 P.M. <u>123</u> (cj) (Entered: 08/25/2008) |
| 08/25/2008 | <u>125</u> | NOTICE OF MOTION AND MOTION to Stay pending Appeal Preliminary Injunction, Order <u>121</u> of August 18, 2008 filed by Respondent Sandra Shewry. Motion set for hearing on 9/15/2008 at 10:00 AM before Judge Christina A. Snyder. (Attachments: # <u>1</u> Declaration of Ana Matosantos in Support of Motion, # <u>2</u> Declaration of Dennis Dworman in Support of Motion, # <u>3</u> Declaration of Stan Rosentstein in Support of Motion)(Ugaz, Sara) (Entered: 08/25/2008) |

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| 08/26/2008 | <u>126</u> | Respondent's OPPOSITION in Opposition re: EX PARTE APPLICATION for Order to Show Cause re: Contempt of Order of August 18, 2008 <u>123</u> filed by Respondent Sandra Shewry. (Attachments: # <u>1</u> Declaration of Stan Rosenstein in Support of Opposition, # <u>2</u> Declaration of Dennis Dworman in Support of Opposition, # <u>3</u> Declaration of John F. Venegas in Support of Opposition)(Ugaz, Sara) (Entered: 08/26/2008) |
| 08/26/2008 | <u>127</u> | NOTICE OF APPEAL to the 9th CCA filed by Respondent Sandra Shewry. Appeal of Preliminary Injunction, Order <u>121</u> FEE BILLED. (Ugaz, Sara) Modified on 8/27/2008 (dmap). (Entered: 08/26/2008) |
| 08/26/2008 | <u>128</u> | NOTICE OF ERRATA filed by Respondent Sandra Shewry. correcting Objection/Opposition (Motion related), Objection/Opposition (Motion related) <u>126</u> (Ugaz, Sara) (Entered: 08/26/2008) |
| 08/26/2008 | <u>129</u> | Respondent's OPPOSITION to Ex Parte in Opposition re: EX PARTE APPLICATION for Order to Show Cause re: Contempt of Order of August 18, 2008 <u>123</u> filed by Respondent Sandra Shewry. (Attachments: # <u>1</u> Declaration of Stan Rosenstein in Support of Opposition to Ex Parte, # <u>2</u> Declaration of Dennis Dworman in Support of Opposition to Ex Parte, # <u>3</u> Declaration of John F. Venegas in Support of Opposition to Ex Parte)(Ugaz, Sara) (Entered: 08/26/2008) |
| 08/27/2008 | <u>130</u> | FILING FEE LETTER issued as to Respondent Sandra Shewry, re Notice of Appeal to 9th Circuit Court of Appeals <u>127</u> . (dmap) (Entered: 08/27/2008) |
| 08/27/2008 | | Transmission of Notice of Appeal and Docket Sheet to US Court of Appeals re: Notice of Appeal to 9th Circuit Court of Appeals <u>127</u> . (dmap) (Entered: 08/27/2008) |
| 08/27/2008 | <u>131</u> | REPLY IN SUPPORT OF EX PARTE APPLICATION for Order to Show Cause re: Contempt of Order of August 18, 2008 <u>123</u> filed by Petitioners Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Jason Young, Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco. (Friedman, Stanley) (Entered: 08/27/2008) |
| 08/27/2008 | <u>132</u> | NOTICE OF MOTION AND First MOTION to Alter Judgment re Preliminary Injunction, Order <u>121</u> . filed by Respondent SANDRA SHEWRY Sandra Shewry. Motion set for hearing on 9/22/2008 at 10:00 AM before Judge Christina A. Snyder. (Attachments: # <u>1</u> RESPONDENTS MOTION TO ALTER OR AMEND, ETC., # <u>2</u> Declaration OF JOHN VENEGAS PURSUANT TO LOCAL RULE 7-3 IN SUPPORT, # <u>3</u> RESPONDENT'S REQUEST FOR JUDICIAL NOTICE)(Snuggs, Carmen) (Entered: 08/27/2008) |
| 08/27/2008 | <u>135</u> | ORDER by Judge Christina A. Snyder, Modifying Preliminary Injunction. <u>121</u> <u>132</u> . (rmo) ** ORDER VACATED PURSUANT TO CIVIL MINUTES OF 1/22/2010 <u>323</u> ** Modified on 1/25/2010 (gk). (Entered: 08/29/2008) |
| 08/28/2008 | <u>133</u> | APPEAL FEE PAID: re Notice of Appeal to 9th Circuit Court of Appeals <u>127</u> as to Respondent Sandra Shewry; Receipt Number: 110745 in the amount of \$455. (car) (Entered: 08/28/2008) |
| 08/28/2008 | <u>134</u> | MINUTES OF Motion Hearing held before Judge Christina A. Snyder: Status Conference set for 9/5/2008 at 11:00 AM before Judge Christina A. Snyder. The Court advances the Hearing on Respondent's Motion to 9/15/2008 at 10:00 AM before Judge Christina A. Snyder. Court Reporter: Laura Elias. (rmo) (Entered: 08/29/2008) |
| 08/28/2008 | <u>136</u> | NOTIFICATION by Circuit Court of Appellate Docket Number 08-56422, 9th CCA regarding Notice of Appeal to 9th Circuit Court of Appeals <u>127</u> as to Petitioner Sandra Shewry. (cbr) (Entered: 08/29/2008) |
| 08/29/2008 | <u>151</u> | MOTION to Intervene Pursuant to Federal Rule of Civil Procedure 24 and for Leave to File Brief in Opposition to Motion to Alter or Amend filed by Proposed Petitioners in Intervention Sacramento Family Medical Clinics, Inc., Theodore M. Mazer, M.D., Eastern Plumas Health Care District, Pioneers Memorial Health Care District, Kaweah Delta Health Care District, Ronald B. Mead, D.D.S. and Acacia Adult Day Services. Motion set for hearing on 9/22/2008 at 10:00 AM before Judge Christina A. Snyder. (gk) (Entered: 09/09/2008) |

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| 08/29/2008 | <u>152</u> | MEMORANDUM of Points and Authorities in Support of Motion to Intervene Pursuant to Federal Rule of Civil Procedure 24 <u>151</u> filed by Proposed Intervenor Sacramento Family Medical Clinics, Inc., Theodore M. Mazer, M.D., Eastern Plumas Health Care District, Pioneers Memorial Health Care District, Kaweah Delta Health Care District, Ronald B. Mead, D.D.S. and Acacia Adult Day Services. (gk) (Entered: 09/09/2008) |
| 08/29/2008 | <u>153</u> | DECLARATION of Byron J. Gross in Support of Motion to Intervene MOTION Pursuant to Federal Rule of Civil Procedure 24 <u>151</u> filed by Proposed Intervenor Sacramento Family Medical Clinics, Inc., Theodore M. Mazer, M.D., Eastern Plumas Health Care District, Pioneers Memorial Health Care District, Kaweah Delta Health Care District, Ronald B. Mead, D.D.S. and Acacia Adult Day Services. (gk) (Entered: 09/09/2008) |
| 09/02/2008 | <u>137</u> | NOTICE of Petitioners' Objections to Rulings in the August 28, 2008 Contempt Proceeding; Request for Rulings in the September 5, 2008 Hearing; and Renewal of Application for Finding of Contempt, and for Sanctions filed by Petitioners Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Jason Young, Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco. (Friedman, Stanley) (Entered: 09/02/2008) |
| 09/02/2008 | <u>138</u> | Opposition re: MOTION to Stay pending Appeal Preliminary Injunction, Order <u>121 of August 18, 2008</u> MOTION to Stay pending Appeal Preliminary Injunction, Order <u>121 of August 18, 2008</u> <u>125</u> filed by Petitioners Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Jason Young, Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco. (Friedman, Stanley) (Entered: 09/02/2008) |
| 09/03/2008 | <u>139</u> | NOTICE of Petitioners' Supplemental Objections to Failure of the Court to Enforce All of the First Clause of the Ordering Paragraph of the August 18, 2008 Preliminary Injunction filed by Petitioners Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Jason Young, Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco. (Friedman, Stanley) (Entered: 09/03/2008) |
| 09/03/2008 | <u>140</u> | EX PARTE APPLICATION for Order for Cross-Examination of Declarants Filed By the Respondent in this Case; or in the Alternative, for the Court to Ask These Questions of the DHCS Officer Who Reports to the Court <i>on September 5, 2008</i> filed by Petitioners Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Jason Young, Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco. (Attachments: # <u>1</u> Proposed Order)(Friedman, Stanley) (Entered: 09/03/2008) |
| 09/04/2008 | <u>141</u> | OPPOSITION in opposition to re: EX PARTE APPLICATION for Order for Cross-Examination of Declarants Filed By the Respondent in this Case; or in the Alternative, for the Court to Ask These Questions of the DHCS Officer Who Reports to the Court <i>on September 5, 2008</i> <u>140</u> filed by Respondent Sandra Shewry. (Ugaz, Sara) (Entered: 09/04/2008) |
| 09/04/2008 | <u>142</u> | NOTICE PETITIONERS' OBJECTIONS TO DELETION OF "PHARMACIES" FROM THE INJUNCTION filed by PETITIONERS Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Jason Young, Sandra Shewry, Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco. <i>WITH QUIDER DECLARATION</i> Nui (Attachments: # <u>1</u> Declaration)(Carman, Lynn) (Entered: 09/04/2008) |
| 09/04/2008 | <u>143</u> | STATUS REPORT <i>RESPONDENT'S REPORT OF COMPLIANCE WITH AUGUST 18, 2008 PRELIMINARY INJUNCTION ORDER</i> filed by Respondent Sandra Shewry. (Attachments: # <u>1</u> Declaration OF DENNIS DWORMAN RE RESPONDENT'S COMPLIANCE WITH AUGUST 18, 2008 ORDER, # <u>2</u> Declaration OF MICHAEL KAUFMANN RE RESPONDENT'S COMPLIANCE WITH AUGUST 18, 2008 ORDER, # <u>3</u> Declaration OF STAN ROSENSTEIN RE RESPONDENT'S COMPLIANCE WITH AUGUST 18, 2008 ORDER)(Snuggs, Carmen) (Entered: 09/04/2008) |

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| 09/04/2008 | <u>144</u> | DECLARATION of Andrew Dhadwal <i>re Non-Service of Motion to Intervene</i> filed by Respondent Sandra Shewry. (Kim, Jennifer) (Entered: 09/04/2008) |
| 09/04/2008 | <u>145</u> | NOTICE DECLARATION OF GEORGE PENNEBAKER filed by PETITIONERS Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Jason Young, Sandra Shewry, Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco. <i>FOR SEPT. 5, 2008 HEARING</i> (Attachments: # <u>1</u> Declaration)(Carman, Lynn) (Entered: 09/04/2008) |
| 09/04/2008 | <u>146</u> | NOTICE OF EXHIBITS A, B, AND C TO PENNEBAKER DECLARATION filed by PETITIONERS Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Jason Young, Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco. (Attachments: # <u>1</u> Exhibit, # <u>2</u> Exhibit)(Carman, Lynn) (Entered: 09/04/2008) |
| 09/04/2008 | <u>154</u> | EX PARTE APPLICATION for Order Shortening Time for Scheduling of Motion to Intervene and for Leave to File Brief filed by Proposed Intervenors Sacramento Family Medical Clinics, Inc., Theodore M. Mazer, M.D., Eastern Plumas Health Care District, Pioneers Memorial Health Care District, Kaweah Delta Health Care District, Ronald B. Mead, D.D.S. and Acacia Adult Day Services.(gk) (Entered: 09/09/2008) |
| 09/04/2008 | <u>155</u> | MEMORANDUM of Points and Authorities in Support of Ex Parte Application for Order Shortening Time for Scheduling of Motion to Intervene and for Leave to File Brief <u>154</u> filed by Proposed Intervenors Sacramento Family Medical Clinics, Inc., Theodore M. Mazer, M.D., Eastern Plumas Health Care District, Pioneers Memorial Health Care District, Kaweah Delta Health Care District, Ronald B. Mead, D.D.S. and Acacia Adult Day Services. (gk) (Entered: 09/09/2008) |
| 09/04/2008 | <u>156</u> | DECLARATION of Byron J. Gross Re Ex Parte Notice <u>154</u> filed by Proposed Intervenors Sacramento Family Medical Clinics, Inc., Theodore M. Mazer, M.D., Eastern Plumas Health Care District, Pioneers Memorial Health Care District, Kaweah Delta Health Care District, Ronald B. Mead, D.D.S. and Acacia Adult Day Services. (gk) (Entered: 09/09/2008) |
| 09/04/2008 | <u>157</u> | PROOF OF SERVICE RE EX PARTE DOCUMENTS filed by Proposed Intervenors Sacramento Family Medical Clinics, Inc., Theodore M. Mazer, M.D., Eastern Plumas Health Care District, Pioneers Memorial Health Care District, Kaweah Delta Health Care District, Ronald B. Mead, D.D.S. and Acacia Adult Day Services of Ex Parte Application for Order Shortening Time for Scheduling of Motion to Intervene <u>154</u> , Memorandum of Points and Authorities in Support of Ex Parte Application <u>155</u> , Declaration of Byron J. Gross <u>156</u> , and Proposed Order, served on 9/4/2008. (gk) (Entered: 09/09/2008) |
| 09/05/2008 | <u>158</u> | PROOF OF SERVICE filed by Proposed Intervenors Sacramento Family Medical Clinics, Inc., Theodore M. Mazer, M.D., Eastern Plumas Health Care District, Pioneers Memorial Health Care District, Kaweah Delta Health Care District, Ronald B. Mead, D.D.S. and Acacia Adult Day Services re Motion to Intervene Pursuant to Federal Rule of Civil Procedure 24 and for Leave to File Brief in Opposition to Motion to Alter or Amend <u>151</u> , Memorandum of Points and Authorities in Support of Motion <u>152</u> , Declaration of Byron J. Gross <u>153</u> , Certificate and Notice of Interested Parties, and Proposed Complaint in Intervention, served on 9/4/2008. (gk) (Entered: 09/09/2008) |
| 09/05/2008 | <u>162</u> | MINUTES OF Status Conference held before Judge Christina A. Snyder re: STATES COMPLIANCE WITH THE AUGUST 18, 2008 ORDER. The Court advances the hearing on proposed interveners motion to intervene pursuant to FRCP 24 and for leave to file brief in opposition to motion to alter or amend to September 15, 2008 at 10:00 A.M. If the Court determines the need for further briefing by the intervener, the Court will advise counsel and reset the hearing on the proposed interveners motion. The Court is in receipt of the Ex Parte Application filed September 4, 2008. Based on the Courts advancement of the proposed interveners motion and deadline to file an opposition, the ex parte application is hereby MOOT. Refer to document for details. <u>151</u> , <u>154</u> Court Reporter: Laura Elias. (ps0) (Entered: 09/10/2008) |
| 09/07/2008 | <u>147</u> | Opposition to re: First MOTION to Alter Judgment re Preliminary Injunction, Order <u>121</u> .First MOTION to Alter Judgment re Preliminary Injunction, Order <u>121</u> . <u>132</u> filed by Petitioners Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran |

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| | | Pharmacy, Inc., Jason Young, Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco. (Attachments: # <u>1</u> Declaration Cronin, # <u>2</u> Declaration Shapiro, # <u>3</u> Declaration Missaelides)(Friedman, Stanley) (Entered: 09/07/2008) |
| 09/08/2008 | <u>148</u> | NOTICE TABLE OF CONTENTS filed by PETITIONERS Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Jason Young, Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco. (Carman, Lynn) (Entered: 09/08/2008) |
| 09/08/2008 | <u>149</u> | NOTICE TABLE OF CONTENTS filed by PETITIONERS Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Jason Young, Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco. <i>WITH TABLE OF AUTHORITIES</i> (Carman, Lynn) (Entered: 09/08/2008) |
| 09/08/2008 | <u>150</u> | DECLARATION of Gerald Shapiro in opposition to First MOTION to Alter Judgment re Preliminary Injunction, Order <u>121</u> .First MOTION to Alter Judgment re Preliminary Injunction, Order <u>121</u> . <u>132</u> (<i>prior filing inadvertently omitted page one</i>) filed by Petitioners Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Jason Young, Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco. (Friedman, Stanley) (Entered: 09/08/2008) |
| 09/09/2008 | <u>159</u> | NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents. The following error(s) was found: Incorrect event selected. Notice (other) event utilized in docketing this filing. Counsel attempts to address several matters with this one filing. The Notice (other) event does not create the appropriate links and does not create a pending matter for review. These papers may be filed with three separate events: (1) Miscellaneous Filings (non-motion) – Objections (non-motion); (2) Requests – Ruling; and (3) Applications – (a) Contempt, (b) Sanctions. Please re-file documents, and notice the Renewal of Application for Finding of Contempt and for Sanctions for a date on the judge's motion calendar RE: Petitioners' Objections to Rulings in the 8/28/2008 Contempt Proceeding; Request for Rulings in the 9/5/2008 Hearing; and Renewal of Application for Fiding of Contempt, and for Sanctions filed 9/2/2008 <u>137</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: 09/09/2008) |
| 09/09/2008 | <u>160</u> | NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents. The following error(s) was found: Notice to other parties of ex parte application lacking, Local Rule 7-19.1 RE: Petitioners' Ex Parte Notice of Request to Cross-Examine Declarants Filed By the Respondent in this Case; or in the Alternative, for the Court to Ask These Questions of the DHCS Officer Who Reports to the Court filed 9/3/2008 <u>140</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: 09/09/2008) |
| 09/10/2008 | <u>161</u> | NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents. The following error(s) was found: Incorrect Event Selected <u>142</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. (rmo) (Entered: 09/10/2008) |
| 09/10/2008 | <u>163</u> | NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents. The following error(s) was found: Incorrect event selected. Correct event is Declaration (Motion related). Notice (other) event utilized in docketing this filing RE: Declaration of George Pennebaker in Support of Petitioners' Requests for Snactions, and Further Orders, Against Respondent filed 9/4/2008 <u>145</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: 09/10/2008) |
| 09/10/2008 | <u>164</u> | NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents. The following error(s) was found: Title page is missing. This document could have been submitted as a separate PDF attachment to the Declaration of George Pennebaker, document number 145 RE: Notice of Exhibits A, B, and C to Declaration of George Pennebaker filed 9/4/2008 <u>146</u> . In response to this notice the court may order (1) an |

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| | | amended or correct document to be filed (2) the document stricken or (3) take other action as the court deems appropriate. (gk) (Entered: 09/10/2008) |
| 09/11/2008 | <u>165</u> | REPLY to Petitioners' Opposition to First MOTION to Alter Judgment re Preliminary Injunction, Order <u>121</u> .First MOTION to Alter Judgment re Preliminary Injunction, Order <u>121</u> . <u>132</u> filed by Respondent Sandra Shewry. (Snuggs, Carmen) (Entered: 09/11/2008) |
| 09/11/2008 | <u>166</u> | OBJECTIONS to Objection/Opposition (Motion related), Objection/Opposition (Motion related), Objection/Opposition (Motion related) <u>147</u> <i>Declarations filed by Petitioners in Oppotion to Motion to Amend, Alter</i> filed by Respondent Sandra Shewry. (Snuggs, Carmen) (Entered: 09/11/2008) |
| 09/11/2008 | <u>167</u> | NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents. The following error(s) was found: Brief exceeds 25 pages, Local Rule 11-6; brief exceeding 10 pages shall contain table of contents, Local Rule 11-8 RE: Petitioners' Opposition to Motion to Alter, Amend, and Clarify Preliminary Injunction filed 9/7/2008 <u>147</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: 09/11/2008) |
| 09/11/2008 | <u>168</u> | NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents. The following error(s) was found: Title page is missing. This submission is a singular page with the words, "Table of Contents (Cont.)" only RE: "Table of Contents" filed 9/8/2008 <u>148</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: 09/11/2008) |
| 09/11/2008 | <u>169</u> | NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents. The following error(s) was found: Title page is missing. It is unclear what filing relates to this two-page "Table of Contents" RE: "Table of Contents" filed 9/8/2008 <u>149</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: 09/11/2008) |
| 09/12/2008 | <u>170</u> | Objection to False Statements of the Record By Respondent, and Request to Strike (1) the False Statements and (2) the Motion to Amend re: First MOTION to Alter Judgment re Preliminary Injunction, Order <u>121</u> .First MOTION to Alter Judgment re Preliminary Injunction, Order <u>121</u> . <u>132</u> filed by Petitioners Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Jason Young, Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco. (Friedman, Stanley) (Entered: 09/12/2008) |
| 09/12/2008 | <u>171</u> | Notice of Additional Cases to Be Cited at Oral Argument re: First MOTION to Alter Judgment re Preliminary Injunction, Order <u>121</u> .First MOTION to Alter Judgment re Preliminary Injunction, Order <u>121</u> . <u>132</u> filed by Petitioners Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Jason Young, Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco. (Friedman, Stanley) (Entered: 09/12/2008) |
| 09/12/2008 | <u>172</u> | MEMORANDUM in Opposition to <i>Motion to Intervene</i> filed by Respondent Sandra Shewry. (Kim, Jennifer) (Entered: 09/12/2008) |
| 09/12/2008 | <u>173</u> | STATUS REPORT <i>RESPONDENT'S SUPPLEMENTAL REPORT OF COMPLIANCE WITH AUGUST 18, 2008 PRELIMINARY INJUNCTION ORDER</i> filed by Respondent Sandra Shewry. (Attachments: # <u>1</u> Supplemental Declaration of Dennis Dworman re Respondent's Compliance with August 18, 2008 Order, # <u>2</u> Supplemental Declaration of Michael Kaufmann re Respondent's Compliance with August 18, 2008 Order)(Snuggs, Carmen) (Entered: 09/12/2008) |
| 09/15/2008 | <u>174</u> | MINUTES OF Motion Hearing held before Judge Christina A. Snyder RE: Proposed Intervenor's Motion to Intervene <u>151</u> : A hearing was held on September 15, 2008. After carefully considering the arguments set forth by the parties, the Court finds and concludes as follows. The Court GRANTS the motion to intervene as to proposed intervenors Sacramento Family Medical Clinics, Inc.; Theodore M. Mazer, M.D.; Ronald B. Mead, D.D.S.; and Acacia Adult Day Services. The Court DENIES the motion to intervene as to proposed intervenors Eastern Plumas Health Care District, |

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| | | Pioneers Memorial Health Care District, and Kaweah Delta Health Care District. Refer to document for details of the Order. Court Reporter: Laura Elias. (pso) (Entered: 09/17/2008) |
| 09/15/2008 | <u>175</u> | MINUTES OF Motion Hearing held before Judge Christina A. Snyder RE: Respondents Motion to Alter or Amend, and Clarify Order Granting in Part Petitioners Motion for Preliminary Injunction <u>132</u> . The Court denies respondents request to clarify, alter, or amend the order with regard to clinics, as the record does contain evidence of the effect of the ten percent rate reduction for clinics, and the term clinic is not ambiguous. Refer to document for details of the Order. Ojbections <u>166</u> and <u>170</u> finding as moot. Court Reporter: Laura Elias. (pso) (Entered: 09/17/2008) |
| 09/15/2008 | <u>176</u> | MINUTES OF Motion Hearing held before Judge Christina A. Snyder RE: Respondents Motion to Stay the Courts August 18, 2008 Order Pending Appeal <u>125</u> . A hearing was held on September 15, 2008. After carefully considering the arguments set forth by the parties, the Court finds and concludes as follows. The Court DENIES respondents motion to stay the Courts August 18, 2008 order pending appeal. Court Reporter: Laura Elias. (pso) (Entered: 09/17/2008) |
| 09/15/2008 | <u>177</u> | NOTICE OF PRELIMINARY INJUCNTION APPEAL to the 9th CCA filed by petitioners Tran Pharmacy, Inc., Jason Young. Appeal of Order <u>135</u> , Preliminary Injunction, Order <u>121</u> Filed On: 08/18/2008; Entered On: 08/19/2008; Filing fee \$ 455, PAID; RECEIPT NUMBER: 111271. cc: Lynn S. Carman; Edmund G. Brown, Jr. (dmap) (Entered: 09/18/2008) |
| 09/15/2008 | <u>178</u> | Civil Appeals Docketing Statement received from petitioner Tran Pharmacy, Inc., Jason Young forwarded to 9th CCA. RE: Notice of Appeal to 9th Circuit Court of Appeals, <u>177</u> . (dmap) (Entered: 09/18/2008) |
| 09/15/2008 | <u>180</u> | NOTICE OF PRELIMINARY INJUNCTION APPEAL to the 9th CCA filed by Petitioners Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Jason Young, Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco. Appeal of Order <u>135</u> , Filed On: 8/27/08; Entered On: 8/29/08; Preliminary Injunction, Order <u>121</u> Filed On: 8/18/08; Entered On: 8/19/08; Filing fee \$455, Paid. receipt number 111270. cc: Lynn S. Carman; Edmund G. Brown, Jr. (lr) (Entered: 09/18/2008) |
| 09/15/2008 | <u>181</u> | Civil Appeals Docketing Statement received from Petitioners Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Jason Young, Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco forwarded to 9th CCA. RE: Notice of Appeal to 9th Circuit Court of Appeals, <u>180</u> (lr) (Entered: 09/18/2008) |
| 09/15/2008 | <u>368</u> | COMPLAINT IN INTERVENTION against Respondent Sandra Shewry, Director of the Department of Health Care Services of the State of California, filed by Intervenors Sacramento Family Medical Clinics, Inc., Theodore M. Mazer, M.D., Eastern Plumas Health Care District, Pioneers Memorial Health Care District, Kaweah Delta Health Care District, Ronald B. Mead, D.D.S., and Acacia Adult Day Services. (gk) (Entered: 05/25/2010) |
| 09/17/2008 | <u>183</u> | ORDER from 9th CCA filed re: Notice of Appeal to 9th Circuit Court of Appeals, <u>48</u> filed by Mark Beckwith, Gray Panthers of San Francisco, Tran Pharmacy, Inc., Independent Living Center of Southern California, Margaret Dowling, Jason Young, Sharon Steen, Gerald Shapiro, CCA # 08-56061. We hereby recall the mandate in this case so that we may file an opinion further describing our order of July 11, 2008, and address any additional petitions for panel rehearing or rehearing en banc. (cbr) (Entered: 09/19/2008) |
| 09/18/2008 | <u>179</u> | NOTICE OF APPEAL NOTIFICATION form issued regarding Notice of Appeal to 9th Circuit Court of Appeals, <u>177</u> as to Petitioner Tran Pharmacy, Inc., Jason Young. (lr) (Additional attachment(s) added on 9/18/2008: # <u>1</u> A 8 Form) (lr). (Entered: 09/18/2008) |
| 09/18/2008 | <u>182</u> | NOTICE OF APPEAL NOTIFICATION form issued regarding Notice of Appeal to 9th Circuit Court of Appeals, <u>180</u> as to Petitioners Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Jason Young, Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San |

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| | | Francisco. (lr) (Entered: 09/18/2008) |
| 09/18/2008 | | Transmission of Notice of Appeal and Docket Sheet to US Court of Appeals re: Notice of Appeal to 9th Circuit Court of Appeals, <u>180</u> (lr) (Entered: 09/18/2008) |
| 09/19/2008 | <u>184</u> | NOTIFICATION by Circuit Court of Appellate Docket Number 08-56551, 9th CCA regarding Notice of Appeal to 9th Circuit Court of Appeals, <u>177</u> as to Petitioners Tran Pharmacy, Inc., Jason Young. (cbr) (Entered: 09/19/2008) |
| 09/19/2008 | <u>185</u> | NOTIFICATION by Circuit Court of Appellate Docket Number 08-56554, 9th CCA regarding Notice of Appeal to 9th Circuit Court of Appeals, <u>180</u> as to Petitioner Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Jason Young, Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco. (cbr) (Entered: 09/19/2008) |
| 09/23/2008 | <u>186</u> | ORDER from 9th CCA filed re: Notice of Appeal to 9th Circuit Court of Appeals, <u>177</u> filed by Jason Young, Tran Pharmacy, Inc., Notice of Appeal to 9th Circuit Court of Appeals <u>127</u> filed by Sandra Shewry, CCA # 08-57422, 08-56551 and 08-56554. Appeal No 08-56422, which seeks review of the district court's August 18, 2008 order, was filed August 26, 2008 and is a preliminary injunction appeal. Appeal No. 08-56551, which seeks review of the district court's August 18, 2008 order, was filed September 15, 2008 and is a preliminary injunction appeal. Appeal No. 08-56554, which seeks review of the district court's August 27, 2008 order, was filed September 15, 2008 and is a preliminary injunction appeal. Accordingly, Ninth Circuit Rule 3-3 shall apply to these appeals. The court's records reflect that the notice of appeal in appeal No. 08-56422 was filed during the pendency of a timely filed motion listed in Federal Rule of Appellate Procedure 4(a)(4). The notice of appeal was ineffective until entry of the order disposing of the last such motion outstanding. The record reflects that the district court denied the last post-judgment motion on September 15, 2008; therefore, the notice of appeal in appeal No. 08-56422 became effective on that date. To appeal the district court's ruling on the post-judgment motion, appellants must file an amended notice of appeal within the time prescribed by FRAP 4. The record reflects that the district court modified the injunction on August 27, 2008. To appeal the district court's order modifying the injunction, appellants in appeal No. 08-56422 and 08-56551 must file notices of appeal seeking review of that order. Intervenor - Appellees' request for judicial notice filed in appeal No. 08-56422 is construed as a notice of intervenors - appellees' intervenor status in district court. Because the district court granted intervenors - appellees leave to intervene in the district court action, intervenors - appellees are parties here. Appellant's "emergency motion for an order denying intervening parties permission to file a brief" and petitioners - appellees' request that intervenors - appellees be designated amicus curiae, both filed in appeal No. 08-56422, are denied as moot. Petitioner - Appellees' request that a prior panel hear appeal No. 08-56422 will be addressed by separate order. If they have not already done so, within 7 calendar days after the filing date of this order, the parties shall make arrangements to obtain from the court reporter an official transcript of proceedings in the district court that will be included in the records on appeal. The briefing schedule established previously in appeal No. 08-56422 is vacated. The following briefing schedule shall govern all three appeals: The opening briefs are due not later than October 14, 2008; the answering briefs are due November 12, 2008 or 28 days after service of the opening briefs, whichever is earlier; and the optional reply briefs are due within 14 days after service of the answering briefs. If appellants fail to file timely the opening briefs, the appeals will be dismissed automatically by the Clerk for failure to prosecute. These appeals shall be calendared together. (dmap) (Entered: 09/25/2008) |
| 09/29/2008 | <u>188</u> | MOTION to Intervene Pursuant to Federal Rule of Civil Procedure 24 filed by Proposed Intervenor California Association of Medical Product Suppliers, Catholic Healthcare West, Sharp Memorial Hospital, Grossmont Hospital Corporation, Sharp Chula Vista Medical Center, and Sharp Coronado Hospital and Healthcare Center. Motion set for hearing on 10/20/2008 at 10:00 AM before Judge Christina A. Snyder. (gk) (Entered: 10/02/2008) |
| 09/29/2008 | <u>189</u> | MEMORANDUM of Points and Authorities in Support of Motion to Intervene Pursuant to Federal Rule of Civil Procedure 24 <u>188</u> filed by Proposed Intervenor California Association of Medical Product Suppliers, Catholic Healthcare West, Sharp Memorial Hospital, Grossmont Hospital Corporation, Sharp Chula Vista Medical |

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| | | Center, and Sharp Coronado Hospital and Healthcare Center. (gk) (Entered: 10/02/2008) |
| 09/29/2008 | <u>190</u> | CERTIFICATE AND NOTICE of Interested Parties filed by Proposed Intervenors California Association of Medical Product Suppliers, Catholic Healthcare West, Sharp Memorial Hospital, Grossmont Hospital Corporation, Sharp Chula Vista Medical Center, and Sharp Coronado Hospital and Healthcare Center. (gk) (Entered: 10/02/2008) |
| 09/30/2008 | <u>187</u> | ORDER from 9th CCA filed re: Notice of Appeal to 9th Circuit Court of Appeals,, <u>180</u> filed by Mark Beckwith, Gray Panthers of San Francisco, Tran Pharmacy, Inc., Gray Panthers of Sacramento, Independent Living Center of Southern California, Margaret Dowling, Jason Young, Sharon Steen, Gerald Shapiro, Notice of Appeal to 9th Circuit Court of Appeals, <u>48</u> filed by Mark Beckwith, Gray Panthers of San Francisco, Tran Pharmacy, Inc., Independent Living Center of Southern California, Margaret Dowling, Jason Young, Sharon Steen, Gerald Shapiro, Notice of Appeal to 9th Circuit Court of Appeals, <u>177</u> filed by Tran Pharmacy, Inc., Jason Young, Notice of Appeal to 9th Circuit Court of Appeals <u>127</u> filed by Sandra Shewry, CCA # 08-56061, 08-56422, 08-56551, 08-56554. Pursuant to the Court's rules, appeal Nos. 08-56422, 08-56551, and 08-56554 will be heard by the panel that decided appeal No. 08-56061. Petitioners-appellants' motion to consolidate appeal Nos. 08-56422, 08-56551, and 08-56554 with appeal No. 08-50561 is denied. Petitioners-appellants' motion for injunctive relief and for costs will be addressed by separate order. Petitioners-appellants' motion to assign preliminary injunction appeal Nos. 08-56422, 08-56551, and 08-56554 to the panel that decided the merits of appeal No. 08-56061 is denied as moot. The briefing schedule established previously in preliminary injunction appeals Nos. 08-56422, 08-56551, and 08-56554 shall remain in effect. Order received in this district on 9/30/08. (lr) (Entered: 10/01/2008) |
| 10/02/2008 | <u>191</u> | FIRST AMENDED NOTICE OF APPEAL to 9th CIRCUIT filed by Respondent Sandra Shewry. Amending Notice of Appeal to 9th Circuit Court of Appeals <u>127</u> Filed On: 08/26/08; Entered On: 08/26/08; (Kim, Jennifer) (Entered: 10/02/2008) |
| 10/02/2008 | <u>192</u> | Civil Appeals Docketing Statement received from forwarded to 9th CCA. RE: Notice of Appeal to 9th Circuit Court of Appeals <u>127</u> and Amended Notice of Preliminary Injunction Appeal <u>191</u> (Kim, Jennifer) (Entered: 10/02/2008) |
| 10/06/2008 | <u>193</u> | MEMORANDUM in Opposition to MOTION to Intervene <u>188</u> filed by Respondent Sandra Shewry. (Kim, Jennifer) (Entered: 10/06/2008) |
| 10/10/2008 | <u>199</u> | REPLY to Respondents' Opposition to Motion to Intervene <u>188</u> filed by Proposed Intervenor Parties California Association of Medical Product Suppliers, Catholic Healthcare West, Sharp Memorial Hospital, Grossmont Hospital Corporation, Sharp Chula Vista Medical Center, and Sharp Coronado Hospital and Healthcare Center. (gk) (Entered: 10/15/2008) |
| 10/13/2008 | <u>194</u> | NOTICE OF MOTION AND MOTION for Leave to LEAVE TO INTERVENE filed by PLAINTIFF INTERVENOR California Medical Transportation Association. Motion set for hearing on 11/3/2008 at 10:00 AM before Judge Christina A. Snyder. (Attachments: # <u>1</u> PROPOSED INTERVENTION COMPLAINT, # <u>2</u> PROPOSED ORDER)(Carman, Lynn) (Entered: 10/13/2008) |
| 10/13/2008 | <u>195</u> | MEMORANDUM in Support of MOTION for Leave to LEAVE TO INTERVENE <u>194</u> filed by Movant California Medical Transportation Association. (Carman, Lynn) (Entered: 10/13/2008) |
| 10/14/2008 | <u>196</u> | NOTICE OF MOTION AND MOTION for Leave to LEAVE TO INTERVENE filed by INTERVENOR California Association for Health Services at Home. Motion set for hearing on 11/10/2008 at 10:00 AM before Judge Christina A. Snyder. (Attachments: # <u>1</u> PROPOSED COMPLAINT IN INTERVENTION, # <u>2</u> PROPOSED ORDER)(Carman, Lynn) (Entered: 10/14/2008) |
| 10/14/2008 | <u>197</u> | MEMORANDUM in Support of MOTION for Leave to LEAVE TO INTERVENE <u>196</u> filed by Movant California Association for Health Services at Home. (Carman, Lynn) (Entered: 10/14/2008) |

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| 10/14/2008 | <u>198</u> | ORDER from 9th CCA filed re: Notice of Appeal to 9th Circuit Court of Appeals, <u>48</u> filed by Mark Beckwith, Gray Panthers of San Francisco, Tran Pharmacy, Inc., Independent Living Center of Southern California, Margaret Dowling, Jason Young, Sharon Steen, Gerald Shapiro, CCA # 08-56061. Appellants' request for injunctive relief and costs included in the further emergency motion filed on September 24, 2008 is denied. (cbr) (Entered: 10/14/2008) |
| 10/16/2008 | <u>200</u> | AMENDED NOTICE OF APPEAL to the 9th CCA Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Jason Young, Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco. (Friedman, Stanley) Modified on 11/19/2008 (lr). (Entered: 10/16/2008) |
| 10/17/2008 | <u>201</u> | NOTICE OF APPEAL NOTIFICATION form issued regarding Notice of Appeal to 9th Circuit Court of Appeals, <u>200</u> as to Petitioners Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Jason Young, Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco. (lr) (Entered: 10/17/2008) |
| 10/17/2008 | <u>202</u> | FILING FEE LETTER issued as to Petitioners Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Jason Young, Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco, re a \$5.00 filing fee and a \$450.00 docket fee are required to be paid to the Clerk, U.S. District Court. re Notice of Appeal to 9th Circuit Court of Appeals, <u>200</u> (lr) (Entered: 10/17/2008) |
| 10/17/2008 | | Transmission of Notice of Appeal and Docket Sheet to US Court of Appeals re: Notice of Appeal to 9th Circuit Court of Appeals, <u>200</u> (lr) (Entered: 10/17/2008) |
| 10/17/2008 | <u>203</u> | NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents. The following error(s) was found: Immediately below the docket number shall appear a concise description of the nature of the document, Local Rule 11-3.8(e). RE: MOTION for Leave to LEAVE TO INTERVENE <u>194</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. (rmo) (Entered: 10/17/2008) |
| 10/20/2008 | <u>204</u> | MEMORANDUM in Opposition to MOTION for Leave to LEAVE TO INTERVENE <u>194</u> filed by Respondent Sandra Shewry. (Kim, Jennifer) (Entered: 10/20/2008) |
| 10/20/2008 | <u>205</u> | NOTICE OF MOTION AND MOTION to Enforce AUG. 18, 2008 INJUNCTION AS AMENDED filed by PETITIONERS Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Jason Young, Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco. Motion set for hearing on 11/10/2008 at 10:00 AM before Judge Christina A. Snyder. (Attachments: # <u>1</u> Request Judicial Notice, # <u>2</u> Proposed Order)(Carman, Lynn) (Entered: 10/20/2008) |
| 10/20/2008 | <u>206</u> | MEMORANDUM in Support of MOTION to Enforce AUG. 18, 2008 INJUNCTION AS AMENDED <u>205</u> filed by Petitioners Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Jason Young, Gray Panthers of Sacramento, Gray Panthers of San Francisco. (Attachments: # <u>1</u> EXHIBIT A - AB 1183)(Carman, Lynn) (Entered: 10/20/2008) |
| 10/20/2008 | <u>207</u> | MINUTES of Motion Hearing held before Judge Christina A. Snyder re: Proposed Intervenor's Motion to Intervene <u>188</u> . For the foregoing reasons, the Court DENIES proposed intervenors' motion to intervene without prejudice. The Court GRANTS proposed intervenors leave to participate in the instant action as amicus curiae. Court Reporter: Margaret Babykin. (kpa) (Entered: 10/21/2008) |
| 10/20/2008 | <u>209</u> | APPEAL FEE PAID: re Notice of Appeal to 9th Circuit Court of Appeals, <u>200</u> as to Petitioners Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Jason Young, Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco; Receipt Number: 112330, Paid in the amount of \$455. (lr) (Entered: 10/23/2008) |
| 10/20/2008 | <u>210</u> | MINUTES of Status Conference held before Judge Christina A. Snyder. Hearing held on Intervenor's Motion to Intervene Pursuant to FRCP 24 and plaintiff's counsel |

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| | | requested a conference re: scheduling and briefing on CAHSAH's Motion for Leave to Intervene <u>196</u> . Due to plaintiffs' counsel's unavailability, Court vacates the November 10, 2008 hearing on CAHSAHs motion and upon completion of the briefing, the Court will take CAHSAHs motion under submission. Oppositions shall be filed on or before October 27, 2008; and Replies shall be filed on or before November 3, 2008.Court Reporter: Margaret Babykin. (kpa) (Entered: 10/23/2008) |
| 10/23/2008 | <u>208</u> | Amendment to MOTION to Enforce AUG. 18, 2008 INJUNCTION AS AMENDED <u>205</u> <i>Amending Date of Hearing to November 17, 2008</i> filed by Petitioners Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Jason Young, Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco. (Friedman, Stanley) (Entered: 10/23/2008) |
| 10/26/2008 | <u>211</u> | STIPULATION to Continue Hearing on Petitioners' Motion to enforce the August 18, 2008 Injunction as Amended from November 10, 2008 to November 17, 2008 Re: Memorandum in Support of Motion, <u>206</u> , Amendment (Motion related), Amendment (Motion related) <u>208</u> , MOTION to Enforce AUG. 18, 2008 INJUNCTION AS AMENDED <u>205</u> filed by Petitioners Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Jason Young, Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco. (Attachments: # <u>1</u> Proposed Order)(Friedman, Stanley) (Entered: 10/26/2008) |
| 10/26/2008 | <u>212</u> | NOTICE OF WITHDRAWAL OF MOTION TO INTERVENE, WITHOUT PREJUDICE, BY CALIFORNIA MEDICAL TRANSPORTATION ASSOCIATION, INC. re MOTION for Leave to LEAVE TO INTERVENE <u>194</u> filed by Intervenor California Medical Transportation Association, Inc.. (Friedman, Stanley) (Entered: 10/26/2008) |
| 10/26/2008 | <u>213</u> | NOTICE OF WITHDRAWAL OF MOTION TO INTERVENE, WITHOUT PREJUDICE, BY CALIFORNIA ASSOCIATION FOR HEALTH SERVICES AT HOME re MOTION for Leave to LEAVE TO INTERVENE <u>196</u> filed by Intervenor California Association for Health Services at Home. (Friedman, Stanley) (Entered: 10/26/2008) |
| 10/26/2008 | <u>219</u> | NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents re: Notice of Withdrawal of Motion to Intervene <u>213</u> . The following error(s) was found: Incorrect event selected. Motion Related Document event utilized in docketing this filing. Correct event is Notices – Withdrawal (Document or Motion). Clerk has withdrawn the motion <u>196</u> from the judge's pending motion calendar, and has terminated the Proposed Intervenor. 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. (kpa) (Entered: 10/29/2008) |
| 10/26/2008 | <u>220</u> | NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents re: Notice of Withdrawal of Motion to Intervene, Without Prejudice by CA Medical Transportation Association <u>212</u> . The following error(s) was found: Incorrect event selected. Motion Related Document event utilized in docketing this filing. Correct event is Notices – Withdrawal (Document or Motion). Clerk has withdrawn the motion <u>194</u> from the judge's pending motion calendar, and has terminated the Proposed Intervenor. 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. (kpa) (Entered: 10/29/2008) |
| 10/27/2008 | <u>214</u> | NOTICE of Related Case(s) filed by Petitioners Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Jason Young, Independent Living Center of Southern California, Gray Panthers of Sacramento, California Medical Transportation Association, Inc., California Association for Health Services at Home, Gray Panthers of San Francisco. Related Case(s): CV 08–07045–PA (AGRx) and CV 08–07046–ODW (JTLx) (Attachments: # <u>1</u> Complaint in Case No. CV 08–07045–PA (AGRx), # <u>2</u> Notice of Related Case filed in Case No. CV 08–07045–PA (AGRx), # <u>3</u> Complaint in CaseNo. CV 08–07046–ODW (JTLx), # <u>4</u> Notice of Related Case filed in Case No. CV 08–07046–ODW (JTLx))(Friedman, Stanley) (Entered: 10/27/2008) |
| 10/27/2008 | <u>215</u> | NOTICE OF MOTION AND MOTION for Preliminary Injunction re: ENJOIN AB 5 RATE CUT FOR HOME HEALTH SERVICES AND NEMT SERVICES filed by PETITIONERS Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, |

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| | | Tran Pharmacy, Inc., Jason Young, Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco. Motion set for hearing on 11/17/2008 at 10:00 AM before Judge Christina A. Snyder. (Attachments: # <u>1</u> MEMORANDUM IN SUPPORT OF PRELIMINARY INJUNCTION, # <u>2</u> BARNABY DECLARATION, # <u>3</u> SCHEDULE OF DECLARATIONS IN NEMT CASE, # <u>4</u> HAFKEN SCHIEL DECLARATION, # <u>5</u> SCHEDULE OF DECLARATIONS IN HOME HEALTH SERVICES CASE, # <u>6</u> ZARETSKY DECLARATION IN HOME HEALTH SERVICES CASE, # <u>7</u> (PROPOSED) ORDER)(Carman, Lynn) (Entered: 10/27/2008) |
| 10/27/2008 | <u>216</u> | ORDER by Judge Christina A. Snyder on Stipulation to Continue the Hearing on Petitioner's MOTION to Enforce the AUG. 18, 2008 Injunction as Amended <u>211</u> , <u>205</u> . Motion continued to 11/17/2008 at 10:00 AM before Judge Christina A. Snyder.) (mg) (Entered: 10/28/2008) |
| 10/29/2008 | <u>217</u> | EX PARTE APPLICATION to Stay Case <i>and the Two New Related Cases or, in the Alt, Continuing Hearing on Petitioners' 3rd Motion for Preliminary Injunction and Extending Time to Respond to Two New Related Cases</i> filed by Respondent Sandra Shewry. (Attachments: # <u>1</u> Supplement Memorandum of Points and Authorities in Support, # <u>2</u> Declaration of Tara Newman in Support of Ex Parte Application, # <u>3</u> Proposed Order)(Kim, Jennifer) (Entered: 10/29/2008) |
| 10/29/2008 | <u>218</u> | NOTICE OF MOTION AND MOTION to Stay Case <i>or in the Alt for Continuance of Hearing on 3rd Motion for Preliminary Injunction and for Extension of Time to Respond to Two New Complaints; filed concurrently with Docket 217</i> filed by Respondent Sandra Shewry. Motion set for hearing on 11/24/2008 at 10:00 AM before Judge Christina A. Snyder. (Kim, Jennifer) (Entered: 10/29/2008) |
| 10/30/2008 | <u>221</u> | Petitioners' Opposition Memorandum to Ex Parte Application filed on October 29, 2008 re: EX PARTE APPLICATION to Stay Case <i>and the Two New Related Cases or, in the Alt, Continuing Hearing on Petitioners' 3rd Motion for Preliminary Injunction and Extending Time to Respond to Two New Related Cases 217</i> filed by Petitioners Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Jason Young, Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco. (Friedman, Stanley) (Entered: 10/30/2008) |
| 10/30/2008 | <u>222</u> | by Intervenor to Respondents' Ex Parte Application for Order Staying Action; Declaration of Byron J. Gross Opposition re: EX PARTE APPLICATION to Stay Case <i>and the Two New Related Cases or, in the Alt, Continuing Hearing on Petitioners' 3rd Motion for Preliminary Injunction and Extending Time to Respond to Two New Related Cases 217</i> filed by Intervenor Sacramento Family Medical Clinics, Inc.. (Gross, Byron) (Entered: 10/30/2008) |
| 10/30/2008 | <u>223</u> | NOTIFICATION by Circuit Court of Appellate Docket Number 08-56751, 9th CCA regarding Notice of Appeal to 9th Circuit Court of Appeals, <u>200</u> as to Petitioners Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Jason Young, Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco. (cbr) (Entered: 10/30/2008) |
| 11/03/2008 | <u>224</u> | NOTICE of Change of Attorney Information for attorney Sundeep Andrew Dhadwal counsel for Respondent Sandra Shewry. Changing Office of the Attorney General to 300 South Spring Street, Suite 1702, Los Angeles, CA 90013. Changing e-mail to andrew.dhadwal@doj.ca.gov. Adding Andrew Dhadwal as attorney as counsel of record for Respondent for the reason indicated in the G-06 Notice. Filed by respondent Shewry, Sandra (Dhadwal, Sundeep) (Entered: 11/03/2008) |
| 11/03/2008 | <u>225</u> | MEMORANDUM in Opposition to MOTION to Enforce AUG. 18, 2008 INJUNCTION AS AMENDED <u>205</u> filed by Respondent Sandra Shewry. (Attachments: # <u>1</u> Declaration of Stan Rosenstein in Support of Opposition)(Dhadwal, Sundeep) (Entered: 11/03/2008) |
| 11/03/2008 | <u>226</u> | MEMORANDUM in Opposition to MOTION for Preliminary Injunction re: ENJOIN AB 5 RATE CUT FOR HOME HEALTH SERVICES AND NEMT SERVICES <u>215</u> filed by Respondent Sandra Shewry. (Attachments: # <u>1</u> Declaration of Timothy Matsumoto in Support of Opposition, # <u>2</u> Supplement Respondent's Objections to Declarations)(Kim, Jennifer) (Entered: 11/03/2008) |

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| 11/03/2008 | <u>227</u> | ORDER from 9th CCA filed re: Notice of Appeal to 9th Circuit Court of Appeals, <u>48</u> filed by Mark Beckwith, Gray Panthers of San Francisco, Tran Pharmacy, Inc., Independent Living Center of Southern California, Margaret Dowling, Jason Young, Sharon Steen, Gerald Shapiro, CCA # 08-56061. The panel has voted to deny (1) appellee's petition for panel rehearing and rehearing en banc filed with the court on July 17, 2008; and (2) appellee's petition for panel rehearing and rehearing en banc filed with the court on October 8, 2008. The full court has been advised of the petition for rehearing en banc, and no judge has requested a vote on whether to rehear the matter en banc. Fed. R. App. P. 35. The petition for panel rehearing and rehearing en banc are DENIED. IT IS SO ORDERED. Order received in this district on 11/03/08. (lr) (Entered: 11/04/2008) |
| 11/03/2008 | <u>228</u> | ORDER RE: RESPONDENT'S EX PARTE APPLICATION FOR ORDER STAYING THE ACTION AND THE TWO NEW RELATED CASES OR, IN THE ALTERNATIVE, CONTINUING HEARING ON PETITIONERS' THIRD MOTION FOR PRELIMINARY INJUNCTION AND EXTENDING TIME TO RESPOND TO THE TWO NEW RELATED CASES by Judge Christina A. Snyder: Respondent Sandra Shewry, Director of the California Department of Health Care Services' Ex Parte Application for Order Staying the Action and the Two New Related Cases or, in the Alternative, Continuing Hearing on Petitioners' Third Motion for Preliminary Injunction and Extending Time to Respond to the Two New Related Cases <u>217</u> is GRANTED in part and DENIED in part. The following cases are hereby stayed in their entirety until further order of Court: CV 08-07045 CAS (MANx): California Association for Health Services at Home v. Sandra Shewry; CV 08-07046 CAS (MANx): California Medical Transportation Association v. Sandra Shewry; and CV 08-03315 CAS Independent Living et al v. Sandra Shewry. The Third Motion for Preliminary Injunction <u>215</u> shall be heard on 11/17/2008 at 10:00 AM, as originally scheduled. (gk) (Entered: 11/04/2008) |
| 11/04/2008 | <u>229</u> | NOTICE Petitioners' Notice of Voluntary Dismissal of the Second Cause of Action (Rule 41(a)(1) F.R.C.P.) filed by Petitioners Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco. (Friedman, Stanley) (Entered: 11/04/2008) |
| 11/10/2008 | <u>230</u> | RESPONSE IN SUPPORT of MOTION to Enforce AUG. 18, 2008 INJUNCTION AS AMENDED <u>205</u> filed by Intervenor Parties Sacramento Family Medical Clinics, Inc., Theodore M Mazer, Ronald B Mead, Acacia Adult Day Services. (Keville, Jordan) (Entered: 11/10/2008) |
| 11/10/2008 | <u>231</u> | REPLY IN SUPPORT MOTION for Preliminary Injunction re: ENJOIN AB 5 RATE CUT FOR HOME HEALTH SERVICES AND NEMT SERVICES <u>215</u> filed by Petitioners Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Jason Young, Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco. (Carman, Lynn) (Entered: 11/10/2008) |
| 11/10/2008 | <u>232</u> | REPLY IN SUPPORT MOTION for Preliminary Injunction re: ENJOIN AB 5 RATE CUT FOR HOME HEALTH SERVICES AND NEMT SERVICES <u>215</u> filed by Petitioners Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Jason Young, Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco. (Carman, Lynn) (Entered: 11/11/2008) |
| 11/11/2008 | <u>233</u> | NOTICE REQUEST JUDICIAL NOTICE NEMT SERVICES filed by PETITIONERS Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Jason Young, Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco. (Attachments: # <u>1</u> REQUEST JUDICIAL NOTICE NEMT SERVICES)(Carman, Lynn) (Entered: 11/11/2008) |
| 11/11/2008 | <u>234</u> | NOTICE REQUEST JUDICIAL NOTICE HOME HEALTH SERVICES filed by PETITIONERS Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Jason Young, Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco. (Attachments: # <u>1</u> REQUEST JUDICIAL NOTICE HOME HEALTH SERVICES)(Carman, Lynn) (Entered: 11/11/2008) |

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| 11/13/2008 | <u>235</u> | MINUTES OF IN CHAMBERS ORDER held before Judge Christina A. Snyder: re: Pursuant to the Order re: Respondents Ex Parte Application filed on November 3, 2008, Respondents Motion to Stay Proceedings or in the Alternative for Continuance of Hearing on Third Motion for Preliminary Injunction and For Extension of Time to Respond to Two New Complaints filed October 29, 2008 and noticed for November 24, 2008 at 10:00 a.m. is thereby MOOT. <u>217</u> . (lc) (Entered: 11/13/2008) |
| 11/17/2008 | <u>236</u> | NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents. The following error(s) was found: Incorrect event selected. Correct event is Requests – For Judicial Notice. Notice (other) event utilized in docketing this filing RE: Petitioners' Request for Judicial Notice in re Non–Emergency Medical Transportation Services, in Support of Preliminary Injunction filed 11/11/2008 <u>233</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: 11/18/2008) |
| 11/17/2008 | <u>237</u> | NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents. The following error(s) was found: Incorrect event selected. Correct event is Requests – For Judicial Notice. Notice (other) event utilized in docketing this filing RE: Petitioners' Request for Judicial Notice in re Home Health Services, in Support of Preliminary Injunction filed 11/11/2008 <u>234</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: 11/18/2008) |
| 11/17/2008 | <u>238</u> | ORDER GRANTING PETITIONERS' THIRD MOTION FOR PRELIMINARY INJUNCTION by Judge Christina A. Snyder: The Court GRANTS Petitioners' Third Motion for Preliminary Injunction <u>215</u> . The Court hereby orders respondent Director, her agents, servants, employees, attorneys, successors, and all those working in concert with her to refrain from enforcing Cal. Welf. & Inst. Code Section 14105.19(b)(1), including refraining from reducing by ten percent payments under the Medi–Cal fee–for–service program for NEMT and home health services provided on or after 11/17/2008. (gk) (Entered: 11/18/2008) |
| 11/17/2008 | <u>239</u> | MINUTES OF Motion Hearing held before Judge Christina A. Snyder: The Court DENIES Petitioners' Motion to Enforce the 8/18/2008 Preliminary Injunction <u>205</u> , with leave to amend. Court Reporter: Laura Elias. (gk) (Entered: 11/18/2008) |
| 11/18/2008 | <u>240</u> | ORDER from 9th CCA filed re: Notice of Appeal to 9th Circuit Court of Appeals, <u>200</u> filed by Mark Beckwith, Gray Panthers of San Francisco, Tran Pharmacy, Inc., Gray Panthers of Sacramento, Independent Living Center of Southern California, Margaret Dowling, Jason Young, Sharon Steen, Gerald Shapiro, CCA # 08–56751. A review of the record indicates that this appeal was opened in error. The notice of appeal filed in the district court on October 16, 2008 was intended as an amended notice of appeal to be filed in pending No. 08–56554. Accordingly, this appeal is closed. The Clerk shall close the file. The notice of appeal will be docketed as an amended notice of appeal in appeal No. 08–56554. The briefing schedule established previously in appeal No. 08–56554 shall remain in effect. Order received in this district on 11/18/08. (lr) (Entered: 11/19/2008) |
| 11/24/2008 | <u>241</u> | STATUS REPORT – <i>RESPONDENT'S REPORT OF COMPLIANCE WITH NOVEMBER 17, 2008 PRELIMINARY INJUNCTION ORDER</i> filed by Respondent Sandra Shewry. (Dhadwal, S. Andrew) (Entered: 11/24/2008) |
| 12/05/2008 | <u>242</u> | MANDATE of 9th CCA filed re: Notice of Appeal to 9th Circuit Court of Appeals <u>48</u> , CCA # 08–56061. The decision of the district court is REVERSED and REMANDED. Mandate received in this district on 12/05/08. (cbr) (Entered: 12/09/2008) |
| 12/16/2008 | <u>243</u> | NOTICE OF APPEAL to the 9th CCA filed by Respondent Sandra Shewry. Appeal of Order,,, Preliminary Injunction,, <u>238</u> . (Filing Fee NOT PAID.) (Kim, Jennifer) (Entered: 12/16/2008) |
| 12/16/2008 | <u>244</u> | Civil Appeals Docketing Statement received from Respondent Sandra Shewry forwarded to 9th CCA. RE: Notice of Appeal to 9th Circuit Court of Appeals <u>243</u> (Kim, Jennifer) (Entered: 12/16/2008) |
| 12/16/2008 | <u>245</u> | NOTICE of Change of Attorney Information for attorney Jennifer M Kim counsel for Respondent Sandra Shewry.Sara Ugaz is no longer attorney of record for the aforementioned party in this case for the reason indicated in the G–06 Notice. Filed by |

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| | | Respondent Shewry, S. (Kim, Jennifer) (Entered: 12/16/2008) |
| 12/16/2008 | <u>246</u> | NOTICE of Change of Attorney Information for attorney Jennifer M Kim counsel for Respondent Sandra Shewry. John F. Venegas is no longer attorney of record for the aforementioned party in this case for the reason indicated in the G-06 Notice. Filed by Respondent Shewry, S. (Kim, Jennifer) (Entered: 12/16/2008) |
| 12/17/2008 | <u>247</u> | NOTICE OF APPEAL NOTIFICATION form issued regarding Notice of Appeal to 9th Circuit Court of Appeals <u>243</u> as to Respondent Sandra Shewry. (car) (Entered: 12/17/2008) |
| 12/17/2008 | <u>248</u> | FILING FEE LETTER issued as to Respondent Sandra Shewry, re Notice of Appeal to 9th Circuit Court of Appeals <u>243</u> (car) (Entered: 12/17/2008) |
| 12/17/2008 | | Transmission of Notice of Appeal and Docket Sheet to US Court of Appeals re: Notice of Appeal to 9th Circuit Court of Appeals <u>243</u> (car) (Entered: 12/17/2008) |
| 12/17/2008 | <u>249</u> | NOTIFICATION by Circuit Court of Appellate Docket Number 08-57016, 9th CCA regarding Notice of Appeal to 9th Circuit Court of Appeals <u>243</u> as to Respondent Sandra Shewry. (cbr) (Entered: 12/17/2008) |
| 12/17/2008 | <u>250</u> | APPEAL FEE PAID: re Notice of Appeal to 9th Circuit Court of Appeals <u>243</u> as to Respondent Sandra Shewry; Receipt Number: 114047 in the amount of \$455. (car) (Entered: 12/19/2008) |
| 12/24/2008 | <u>251</u> | ORDER from 9th CCA filed re: Notice of Appeal to 9th Circuit Court of Appeals, <u>180</u> filed by Mark Beckwith, Gray Panthers of San Francisco, Tran Pharmacy, Inc., Gray Panthers of Sacramento, Independent Living Center of Southern California, Margaret Dowling, Jason Young, Sharon Steen, Gerald Shapiro, Notice of Appeal to 9th Circuit Court of Appeals, <u>177</u> filed by Tran Pharmacy, Inc., Jason Young, Notice of Appeal to 9th Circuit Court of Appeals <u>127</u> filed by Sandra Shewry, Notice of Appeal to 9th Circuit Court of Appeals <u>243</u> filed by Sandra Shewry, CCA # 08-56422, 08-56551, 08-56554, 08-57016. Oral argument in appeal Nos. 08-56422, 08-56551 and 08-56554 is changed from January 29, 2009, in Pasadena to February 18, 2009, at 10:00 a.m., in San Francisco, so it can be heard on the same calendar as a related appeal, No. 08-57016. The parties are advised that each side shall have 20 minutes for argument. Order received in this district on 12/24/08. (lr) (Entered: 12/29/2008) |
| 12/24/2008 | <u>252</u> | ORDER from 9th CCA filed re: Notice of Appeal to 9th Circuit Court of Appeals,, <u>180</u> filed by Mark Beckwith, Gray Panthers of San Francisco, Tran Pharmacy, Inc., Gray Panthers of Sacramento, Independent Living Center of Southern California, Margaret Dowling, Jason Young, Sharon Steen, Gerald Shapiro, Notice of Appeal to 9th Circuit Court of Appeals, <u>177</u> filed by Tran Pharmacy, Inc., Jason Young, Notice of Appeal to 9th Circuit Court of Appeals <u>127</u> filed by Sandra Shewry, CCA # 08-56422, 08-56551, 08-56554. Oral argument in appeal Nos. 08-56422, 08-56551 and 08-56554 is changed from January 29, 2009, in Pasadena to February 18, 2009, at 10:00 a.m., in San Francisco, so it can be heard on the same calendar as a related appeal No. 08-57016. (cbr) (Entered: 12/31/2008) |
| 01/30/2009 | <u>254</u> | ORDER from 9th CCA filed re: Notice of Appeal to 9th Circuit Court of Appeals,, <u>180</u> filed by Mark Beckwith, Gray Panthers of San Francisco, Tran Pharmacy, Inc., Gray Panthers of Sacramento, Independent Living Center of Southern California, Margaret Dowling, Jason Young, Sharon Steen, Gerald Shapiro, Notice of Appeal to 9th Circuit Court of Appeals, <u>177</u> filed by Tran Pharmacy, Inc., Jason Young, Notice of Appeal to 9th Circuit Court of Appeals <u>127</u> filed by Sandra Shewry, CCA # 08-56422, 08-56551, 08-56554. After filing a notice of appeal in Case No. 08-56551, Petitioners-Appellants Jason Young and Tran Pharmacy voluntarily dismissed the claim underlying that appeal in district court. Petitioner-Appellants' appeal in Case No. 08-56551 is therefore dismissed without prejudice. This order served on the district court shall act as and for the mandate of this court. Mandate received in this district on 1/30/09. (lr) (Entered: 02/03/2009) |
| 02/02/2009 | <u>253</u> | ORDER from 9th CCA filed re: Notice of Appeal to 9th Circuit Court of Appeals, <u>48</u> filed by Mark Beckwith, Gray Panthers of San Francisco, Tran Pharmacy, Inc., Independent Living Center of Southern California, Margaret Dowling, Jason Young, Sharon Steen, Gerald Shapiro, CCA # 08-56061. We hereby recall the mandate in this case so that we may address a motion for change of caption filed by several parties |

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| | | who intervened in the district court action after we issued our July 11, 2008, order vacating the district court's denial of a preliminary injunction in this case, but before we published an opinion further explaining our order. We construe the motion for change of caption as a motion to intervene after decision, and GRANT that motion. The mandate shall reissue immediately. Order received in this district on 2/02/09. (lr) (Entered: 02/02/2009) |
| 02/02/2009 | <u>255</u> | MANDATE of 9th CCA filed re: Notice of Appeal to 9th Circuit Court of Appeals, <u>48</u> , CCA # 08-56061. The Decision of the District Court is REVERSED and REMANDED. Mandate received in this district on 2/02/09. (lr) (Entered: 02/03/2009) |
| 02/24/2009 | <u>256</u> | MINUTES OF HEARING ON MANDATE OF THE NINTH CIRCUIT COURT OF APPEALS by Judge Christina A. Snyder: THE COURT REVIEWS the mandate (judgment or order) of the Ninth Circuit Court of Appeals <u>255</u> : Reversing and Remanding. The Court sets a Status Conference re: Ninth Circuit Mandate on 3/30/2009 11:00 AM before Judge Christina A. Snyder. Court Reporter: Not Present. (gk) (Entered: 02/25/2009) |
| 03/18/2009 | <u>257</u> | MINUTES (IN CHAMBERS) by Judge Christina A. Snyder: On February 2, 2009, the Court received the Mandate from the Ninth Circuit Court of Appeal, CCA #08-56061, reversing and remanding the decision of the District Court <u>255</u> . On February 24, 2009, the Court set a Status Conference re: Ninth Circuit Mandate on March 30, 2009 at 11:00 a.m. Due to appeals still pending before the Ninth Circuit Court of Appeal, the Court hereby vacates the March 30, 2009 Status Conference re: Ninth Circuit Mandate, to be reset at a later date. (mg) (Entered: 03/18/2009) |
| 04/28/2009 | <u>258</u> | ORDER from 9th CCA filed re: Notice of Appeal to 9th Circuit Court of Appeals <u>127</u> filed by Sandra Shewry, CCA # 08-56422, 08-56554, 08-57016. Due to a recent change in circumstances, Judges Berzon has recused herself from this case effective today, and Judge W. Fletcher has been drawn to replace her on the panel. Order received in this district on 4/28/09. (lr) (Entered: 04/30/2009) |
| 07/09/2009 | <u>259</u> | ORDER from 9th CCA filed re: Notice of Appeal to 9th Circuit Court of Appeals,, <u>180</u> filed by Mark Beckwith, Gray Panthers of San Francisco, Tran Pharmacy, Inc., Gray Panthers of Sacramento, Independent Living Center of Southern California, Margaret Dowling, Jason Young, Sharon Steen, Gerald Shapiro, Notice of Appeal to 9th Circuit Court of Appeals <u>127</u> filed by Sandra Shewry, CCA # 08-56422, 08-56554. The order received in this district on 7/9/2009. Pursuant to Ninth Circuit Rule 39-1, it is ordered that Respondent David Maxwell-Jolly shall pay all costs incurred by Petitioners Independent Living Center et al. during these appeals. (lra) (Entered: 07/10/2009) |
| 07/15/2009 | <u>260</u> | MINUTES OF IN CHAMBERS ORDER held before Judge Christina A. Snyder: Court reviews the Mandate of the Ninth Circuit Court of Appeals Affirming; Reversing and Remanding. Court sets a Status Conference re: Ninth Circuit Mandate on 8/3/2009 at 11:00 AM. (kpa) (Entered: 07/15/2009) |
| 07/15/2009 | <u>261</u> | ORDER from 9th CCA filed re: Notice of Appeal to 9th Circuit Court of Appeals,, <u>180</u> filed by Mark Beckwith, Gray Panthers of San Francisco, Tran Pharmacy, Inc., Gray Panthers of Sacramento, Independent Living Center of Southern California, Margaret Dowling, Jason Young, Sharon Steen, Gerald Shapiro, Notice of Appeal to 9th Circuit Court of Appeals <u>127</u> filed by Sandra Shewry, CCA # 08-56422, 08-56554. The Director's motion requesting an extension of time to file a petition for rehearing/rehearing en banc is DENIED. Order received in this district on 7/15/09. (lr) (Entered: 07/16/2009) |
| 07/20/2009 | <u>262</u> | ORDER from 9th CCA filed re: Notice of Appeal to 9th Circuit Court of Appeals, <u>180</u> filed by Mark Beckwith, Gray Panthers of San Francisco, Tran Pharmacy, Inc., Gray Panthers of Sacramento, Independent Living Center of Southern California, Margaret Dowling, Jason Young, Sharon Steen, Gerald Shapiro, Notice of Appeal to 9th Circuit Court of Appeals <u>127</u> filed by Sandra Shewry, CCA # 08-56422, 08-56554. The Director's motion for reconsideration of this court's denial of his request for thirty and seven-day extensions of time to file a Petition for Rehearing/Petition for Rehearing En Banc is DENIED. Order received in this district on 7/20/09. (lr) (Entered: 07/21/2009) |
| 08/03/2009 | <u>263</u> | MINUTES OF Status Conference Re Filing and Spreading of 9th Circuit Mandate, CCA #08-56422 held before Judge Christina A. Snyder: The Court orders the 9th Circuit Mandate filed and spread. The Court confers with counsel and orders counsel |

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| | | to meet and confer regarding dates. Thereafter, submit a Stipulation and proposed Order regarding the setting of new dates within two weeks from today's hearing. The Court sets a Status Conference re: Settlement on 9/14/2009 11:00 AM before Judge Christina A. Snyder. Court Reporter: Sandra Becerra. (gk) (Entered: 08/05/2009) |
| 08/17/2009 | <u>264</u> | STATUS REPORT <i>Petitioners' and Intervenors' Joint Status Report re: Meet and Confer for Pretrial Scheduling</i> filed by Petitioners Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Jason Young, Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco, Intervenor Parties Sacramento Family Medical Clinics, Inc., Theodore M Mazer, Ronald B Mead, Acacia Adult Day Services. (Attachments: # <u>1</u> Proposed Order Pretrial Scheduling Order)(Cannizzo, Craig) (Entered: 08/17/2009) |
| 08/17/2009 | <u>265</u> | STATUS REPORT <i>RESPONDENT'S RESPONSE TO ORDER DATED AUGUST 3, 2009</i> filed by Respondent Sandra Shewry. (Snuggs, Carmen) (Entered: 08/17/2009) |
| 08/17/2009 | <u>266</u> | ORDER from 9th CCA filed re: Notice of Appeal to 9th Circuit Court of Appeals, <u>180</u> filed by Mark Beckwith, Gray Panthers of San Francisco, Tran Pharmacy, Inc., Gray Panthers of Sacramento, Independent Living Center of Southern California, Margaret Dowling, Jason Young, Sharon Steen, Gerald Shapiro, Notice of Appeal to 9th Circuit Court of Appeals <u>127</u> filed by Sandra Shewry, Order <u>44</u> , CCA # 08-56422, 08-56554. Petitioners are directed to file a response to Respondent's Petition for Rehearing En Banc, filed with this court on July 23, 2009. The response shall be filed within 21 days of the date of this order. Per Fed. R. App. P. 32(a)(7)(A), the response shall not exceed fifteen pages in length unless it complies with Fed. R. App. P. 32(a)(7)(B)(ii)-(iii) and (C). Order received in this district on 8/17/09. (lr) (Entered: 08/18/2009) |
| 08/19/2009 | <u>267</u> | ORDER DENYING TRANSFER by the Judicial Panel on Multidistrict Litigation, MDL 2069, that the motion by Plaintiffs in an action in the Northern District of California (3:08-5173), pursuant to 28 U.S.C. Section 1407, for centralization of the six actions listed on Schedule A (attached) is denied. (gk) (Entered: 08/19/2009) |
| 08/19/2009 | <u>268</u> | SCHEDULING ORDER by Judge Christina A. Snyder. SCHEDULING ORDER1. Final Date for Amending Pleadings: October 23, 2009.2. Factual Discovery Cutoff: August 23, 2010.3. Expert Witness Designation: September 24, 2010.4. Expert Witness Rebuttal: October 22, 2010.5. Expert Witness Discovery Cutoff: November 22, 2010. 6. Dispositive Motion Cutoff: September 24, 2010.7. Pretrial Conference: January 10, 2011 at 11:00 a.m.8. Court Trial: February 1, 2011 at 9:30 a.m. (pp) (Entered: 08/21/2009) |
| 08/27/2009 | <u>269</u> | MINUTES OF IN CHAMBERS ORDER held before Magistrate Judge Margaret A. Nagle scheduling a Settlement Conference in this matter for 9/16/2009 10:00 AM before Magistrate Judge Margaret A. Nagle. The confidential settlement conference statements are due on or before 9/9/09 (ec) (Entered: 08/27/2009) |
| 09/04/2009 | <u>270</u> | First STIPULATION to Continue Status Conference re: Settlement from September 14, 2009 to October 19, 2009 Re: Minutes of In Chambers Order/Directive - no proceeding held, Set Hearings,, <u>269</u> , Status Conference, Set Hearings,,,, <u>263</u> filed by Intervenors Sacramento Family Medical Clinics, Inc., Theodore M Mazer, Ronald B Mead, Acacia Adult Day Services. (Attachments: # <u>1</u> Proposed Order)(Sze, Felicia) (Entered: 09/04/2009) |
| 09/09/2009 | | ORDER continuing Status Conference re: Settlement to 10/19/2009 at 11:00 a.m. before Judge Christina A. Snyder.(pp) (Entered: 09/09/2009) |
| 09/15/2009 | <u>271</u> | NOTICE OF DISMISSAL filed by PETITIONER Jason Young pursuant to FRCP 41a(1) <i>OF PETITIONER JASON YOUNG ONLY</i> , as to Jason Young, Sandra Shewry. (Carman, Lynn) (Entered: 09/15/2009) |
| 09/16/2009 | <u>272</u> | MINUTES OF Settlement Conference held before Magistrate Judge Margaret A. Nagle: there is no settlement at this time. However, the parties are continuing to discuss settlement under Court supervision. The Court schedules a follow-up telephone status conference for Wednesday, September 23, 2009, at 1:30 p.m. before Magistrate Judge Margaret A. Nagle. The Court will initiate the call with counsel. Counsel are directed to contact the Court Clerk at earlene_carson@cacd.uscourts.gov to notify her of the names and telephone numbers of counsel who will be appearing on |

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| | | the telephone conference.Court Recorder: cs. (ec) (Entered: 09/16/2009) |
| 09/23/2009 | <u>278</u> | MINUTES OF Telephone Conference held before Magistrate Judge Margaret A. Nagle: The Court conducts a follow-up telephone status conference regarding settlement. A further follow-up Telephone Conference is scheduled for 10/8/2009 01:00 PM before Magistrate Judge Margaret A. Nagle. (ec) (Entered: 10/05/2009) |
| 09/28/2009 | <u>273</u> | NOTICE OF MOTION AND MOTION for Contempt against RESPONDENT DAVID MAXWELL-JOLLY filed by PETITIONERS Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco. Motion set for hearing on 10/19/2007 at 10:00 AM before Judge Christina A. Snyder. (Carman, Lynn) (Entered: 09/28/2009) |
| 09/29/2009 | <u>274</u> | NOTICE OF LODGING OF (PROPOSED) ORDER filed by PETITIONERS Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco. (Carman, Lynn) (Entered: 09/29/2009) |
| 09/29/2009 | <u>276</u> | MINUTE ORDER (In Chambers) by Judge Christina A. Snyder. Status Conference re: Choice of Settlement Procedure is advanced to 10:00 a.m. on 10/19/2009. (pp) (Entered: 09/30/2009) |
| 09/30/2009 | <u>275</u> | NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents. The following error(s) was found: Case number is incorrect or missing. Document cites case number 2:09-CV-03315 CAS (MANx). The correct case number is CV 08-03315 CAS (MANx). Filer erroneously set this matter on calendar for 10/19/2007. Clerk has corrected the hearing date to 10/19/2009 at 10:00 AM RE: Notice of Motion, and Memorandum in Support of Motion to Enforce Preliminary Injunctions filed 9/28/2009 <u>273</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: 09/30/2009) |
| 10/02/2009 | <u>277</u> | NOTICE NOTICE OF WITHDRAWAL OF OCT. 19, 2009 MOTION filed by PETITIONERS Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Gray Panthers of Sacramento, Gray Panthers of San Francisco. (Carman, Lynn) (Entered: 10/02/2009) |
| 10/05/2009 | <u>279</u> | NOTICE OF MOTION AND RENEWED MOTION to Intervene Pursuant to Federal Rule of Civil Procedure 24 filed by Proposed Intervenors California Association of Medical Product Suppliers, California Hospital Association, Sharp Memorial Hospital, Grossmont Hospital Corporation, Sharp Chula Vista Medical Center, and Sharp Coronado Hospital and Healthcare Center. Motion set for hearing on 10/26/2009 at 10:00 AM before Judge Christina A. Snyder. (gk) (Entered: 10/08/2009) |
| 10/05/2009 | <u>280</u> | DECLARATION of Jordan B. Keville in Support of Renewed Motion to Intervene Pursuant to FRCP 24(a) <u>279</u> filed by Intervenors Sacramento Family Medical Clinics, Inc., Theodore M. Mazer, M.D., Ronald B. Mead, D.D.S., and Acacia Adult Day Services. (gk) (Entered: 10/08/2009) |
| 10/05/2009 | <u>281</u> | MEMORANDUM of Points and Authorities in Support of Renewed Motion to Intervene Pursuant to FRCP 24 <u>279</u> filed by Proposed Intervenors California Association of Medical Product Suppliers, California Hospital Association, Sharp Memorial Hospital, Grossmont Hospital Corporation, Sharp Chula Vista Medical Center, and Sharp Coronado Hospital and Healthcare Center. (gk) (Entered: 10/09/2009) |
| 10/08/2009 | <u>287</u> | MINUTES OF Telephonic Status Conference held before Magistrate Judge Margaret A. Nagle. The Court conducts the status conference off the record.Court Recorder: N/A. (ec) (Entered: 10/13/2009) |
| 10/11/2009 | <u>282</u> | NOTICE OF MOTION AND MOTION to Enforce AUGUST 2008 INJUNCTION filed by PETITIONERS Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Gray Panthers of Sacramento, Gray Panthers of San Francisco. Motion set for hearing on 11/2/2009 at 10:00 AM before Judge Christina A. Snyder. (Attachments: # <u>1</u> exhibit a and b, # <u>2</u> richard wilson declaration, # <u>3</u> EXHIBITS A, B, C, D, # <u>4</u> THU-HANG TRAN DECLARATION, # <u>5</u> EXHIBIT, # <u>6</u> LTYNN |

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| | | ROLSTON DECLARATION, # <u>7</u> EXHIBIT, # <u>8</u> JOHN CRONIN DECLARATION, # <u>9</u> PAUL LOFHOLM DECLARATION, # <u>10</u> GERAL SHAPIRO DECLARATIN, # <u>11</u> DECLARATIONS)(Carman, Lynn) (Entered: 10/11/2009) |
| 10/12/2009 | <u>283</u> | REQUEST FOR JUDICIAL NOTICE re MOTION to Enforce AUGUST 2008 INJUNCTION <u>282</u> <i>FURTHER REQUEST FOR JUDICIAL NOTICE</i> filed by PETITIONERS Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Gray Panthers of Sacramento, Gray Panthers of San Francisco. (Attachments: # <u>1</u> EXHIITS A, B, C, D, E, F, G, H, I, J, K, L, M, N., O, P, Q, and R)(Carman, Lynn) (Entered: 10/12/2009) |
| 10/12/2009 | <u>284</u> | REQUEST FOR JUDICIAL NOTICE re MOTION to Enforce AUGUST 2008 INJUNCTION <u>282</u> <i>REQUEST FOR JUDICIAL NOTCE FOR FIRST DATA BANK CASE DOCUMENTS</i> filed by PETITIONERS Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco. (Attachments: # <u>1</u> Tab A, # <u>2</u> PROOSED SETTLEMENT IN FIRST DATA BANK CASE, # <u>3</u> Tab B, # <u>4</u> LIST OF 8000 DRUGS IN FIRST DATA BANK SETTLEMENT, # <u>5</u> Tab, # <u>6</u> ORDER APPROVING SETTLEMENT)(Carman, Lynn) (Entered: 10/12/2009) |
| 10/12/2009 | <u>285</u> | REQUEST to Continue Hearing from 10-19-09 and 10-26-09 to 11-02-09 filed by Joint Request by Petitioners, Respondent, Intervenors and Proposed Intervenors California Hospital Association, Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Sandra Shewry, Independent Living Center of Southern California, Sacramento Family Medical Clinics, Inc., Theodore M Mazer, Ronald B Mead, Acacia Adult Day Services, Gray Panthers of Sacramento, California Association of Medical Product Suppliers, Sharp Memorial Hospital, Grossmont Hospital Corporation, Sharp Chula Vista Medical Center, Sharp Coronado Hospital and Healthcare Center, Gray Panthers of San Francisco. Request set for hearing on 11/2/2009 at 10:00 AM before Judge Christina A. Snyder. (Attachments: # <u>1</u> Proposed Order Proposed Order Continuing Status Conference re Settlement and Hearing on Renewed Motion to Intervene)(Cannizzo, Craig) (Entered: 10/12/2009) |
| 10/12/2009 | <u>286</u> | NOTICE PETITIONERS filed by PETITIONERS Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco. <i>NOTICE OF LODGING OF (PROPOSED) ORDER FOR NOVEMBER 2, 2009 HEARING</i> (Carman, Lynn) (Entered: 10/12/2009) |
| 10/13/2009 | <u>288</u> | EXPARTE APPLICATION for Extension of Time to File for Order Extending Respondent's Time to Respond to Petitioners' Motion to Enforce Preliminary Injunction, and to Stay and Preliminarily Enjoin Implementation of Payment Cuts Filed October 11, 2009 filed by Respondent Sandra Shewry.(Snuggs, Carmen) (Entered: 10/13/2009) |
| 10/13/2009 | <u>289</u> | MEMORANDUM of Points and Authorities in Support filed by Respondent Sandra Shewry. <i>of Respondent's Ex Parte Application for Order Extending Respondent's Time to Respond to Petitioners' Motion to Enforce Preliminary Injunction Filed, October 11, 2009</i> (Snuggs, Carmen) (Entered: 10/13/2009) |
| 10/13/2009 | <u>290</u> | DECLARATION of CARMEN D. SNUGGS <i>in Support of Respondent's Ex Parte Application for order Extending Respondent's Time to Respond to Petitioners' Motion to Enforce Preliminary Injunction, and to Stay and Preliminarily Enjoin Implementation of Payment Cuts filed October 11, 2009</i> filed by Respondent Sandra Shewry. (Snuggs, Carmen) (Entered: 10/13/2009) |
| 10/13/2009 | <u>291</u> | EXPARTE APPLICATION for Extension of Time to File Order Extending Respondent's Time to Respond to Petitioners' Motion to Enforce Preliminary Injunction, and to Stay and Preliminarily Enjoin Implementation of Payment Cuts filed on October 11, 2009 filed by Respondent Sandra Shewry. (Attachments: # <u>1</u> Supplement Memorandum of Points and Authorities in Support of Respondent's Ex Parte Application for Order Extending Respondent's Time to Respond to Petitioners' Motion to Enforce Preliminary Injunction Filed, October 11, 2009, # <u>2</u> Declaration Declaration of Carmen D. Snuggs in Support of Respondent's Ex Parte Application for Order Extending Respondent's Time to Respond to Petitioners' Motion to Enforce Preliminary Injunction, and to Stay and Preliminarily Enjoin Implementation of |

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| | | Payment Cuts, # <u>3</u> Proposed Order [Proposed] Order Granting Respondent's Ex Parte Application for Order Extending Respondent's Time to Respond to Petitioners' Motion to Enforce Preliminary Injunction filed October 11, 2009)(Snuggs, Carmen) (Entered: 10/13/2009) |
| 10/13/2009 | <u>292</u> | OPPOSITION Opposition to re: EXPARTE APPLICATION for Extension of Time to File Order Extending Respondent's Time to Respond to Petitioners' Motion to Enforce Preliminary Injunction, and to Stay and Preliminarily Enjoin Implementation of Payment Cuts filed on October 11, <u>291</u> , EXPARTE APPLICATION for Extension of Time to File for Order Extending Respondent's Time to Respond to Petitioners' Motion to Enforce Preliminary Injunction, and to Stay and Preliminarily Enjoin Implementation of Payment Cuts Filed October 11 <u>288</u> filed by Petitioners Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Jason Young, Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Supplement)(Friedman, Stanley) (Entered: 10/13/2009) |
| 10/13/2009 | <u>293</u> | ORDER CONTINUING STATUS CONFERENCE RE: SETTLEMENT AND HEARING ON RENEWED MOTION TO INTERVENE by Judge Christina A. Snyder: Upon the parties' Joint Request to Continue Status Conference Re: Settlement and Hearing on Renewed Motion to Intervene <u>285</u> , IT IS HEREBY ORDERED that the Status Conference and the hearing on the Renewed Motion to Intervene will be continued until 11/2/2009 at 10:00 AM. (gk) (Entered: 10/14/2009) |
| 10/15/2009 | <u>294</u> | MINUTES (IN CHAMBERS) by Judge Christina A. Snyder: The Court grants in part and denies in part Respondent's Ex Parte Application for Order Extending Respondent's Time to Respond to Petitioners' Motion to Enforce Preliminary Injunction, and to Stay and Preliminarily Enjoin Implementation of Payment Cuts and Supporting Documents <u>288</u> , <u>291</u> , as follow: Respondent shall file an opposition with courtesy copies to chambers on or before 3:00 PM on 10/26/2009; Petitioners' shall file a reply with courtesy copies to chambers on or before 3:00 PM on 10/29/2009; and the hearing on Petitioners' motion <u>282</u> shall remain on calendar on 11/2/2009 at 10:00 AM. Court Reporter: Not Present. (gk) (Entered: 10/15/2009) |
| 10/15/2009 | <u>295</u> | NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents. The following error(s) was found: At least two lines of the text of any order or judgment shall appear on the page that has the line provided for the signature of the judge, Local Rule 58-10 RE: Notice of Lodging of Proposed Order filed 10/12/2009 <u>286</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: 10/15/2009) |
| 10/16/2009 | <u>296</u> | REQUEST to Continue Hearing on Renewed Motion to Intervene from 11-02-09 to Off Calendar filed by Joint Request by Petitioners, Respondent and Proposed Intervenor California Hospital Association, Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Sandra Shewry, Independent Living Center of Southern California, Gray Panthers of Sacramento, California Association of Medical Product Suppliers, Sharp Memorial Hospital, Grossmont Hospital Corporation, Sharp Chula Vista Medical Center, Sharp Coronado Hospital and Healthcare Center, Gray Panthers of San Francisco. (Attachments: # <u>1</u> Proposed Order Order Continuing Hearing on Renewed Motion to Intervene)(Cannizzo, Craig) (Entered: 10/16/2009) |
| 10/19/2009 | <u>297</u> | ORDER by Judge Christina A. Snyder re REQUEST to Continue Hearing on Renewed Motion to Intervene from 11-02-09 to Off Calendar <u>296</u> . It is hereby ordered that the hearing shall be taken off calendar. Refer to document for further details. (ps0) (Entered: 10/20/2009) |
| 10/21/2009 | <u>298</u> | EX PARTE APPLICATION for Temporary Restraining Order as to TO RESTRAIN VIOLATION OF 2 INJUNCTIONS AND TO REQUIRE PUBLIC NOTICE TO BE PUBLISHED OF PHARMACY PAYMENT CUTS filed by PETITIONERS Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco. (Attachments: # <u>1</u> EXHIBITS A AND B, # <u>2</u> SUPPLEMENTAL SCHEDULE OF DECLARATIONS, # <u>3</u> SUMMARIES OF PHARMACY DECLARATIONS, # <u>4</u> (PROPOSED) TRO ORDER)(Carman, Lynn) |

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| | | (Entered: 10/21/2009) |
| 10/21/2009 | <u>299</u> | MINUTES OF IN CHAMBERS ORDER held before Magistrate Judge Margaret A. Nagle rescheduling the further settlement conference in this matter from 10/21/09 to 11/2/2009 10:00 AM before Magistrate Judge Margaret A. Nagle. (ec) (Entered: 10/21/2009) |
| 10/22/2009 | <u>300</u> | BY RESPONDENT TO PETITIONER'S EX PARTE APPLICATION FOR A TEMPORARY RESTRAINING ORDER OPPOSITION re: EX PARTE APPLICATION for Temporary Restraining Order as to TO RESTRAIN VIOLATION OF 2 INJUNCTIONS AND TO REQUIRE PUBLIC NOTICE TO BE PUBLISHED OF PHARMACY PAYMENT CUTS <u>298</u> filed by Respondent Sandra Shewry. (Attachments: # <u>1</u> Declaration of Carmen D. Snugs in Support of Respondent's Opposition to Ex Parte Application for Temporary Restraining Order)(Snuggs, Carmen) (Entered: 10/22/2009) |
| 10/23/2009 | <u>301</u> | MINUTES (IN CHAMBERS)ORDER by Judge Christina A. Snyder: The Court is in receipt of Petitioners Ex Parte Application for Temporary Restraining Order and supporting documents filed October 21, 2009 <u>298</u> . The Court is also in receipt of Respondents Opposition to Petitioners Ex Parte Application for a Temporary Restraining Order and supporting declaration filed October 22, 2009. Upon the Courts review and in light of the hearing on Petitioners motion on November 2, 2009, the Court hereby DENIES Petitioners' Ex Parte Application for Temporary Restraining Order. (jre) (Entered: 10/23/2009) |
| 10/26/2009 | <u>302</u> | MEMORANDUM in Opposition to MOTION to Enforce AUGUST 2008 INJUNCTION <u>282</u> filed by Respondent Sandra Shewry. (Attachments: # <u>1</u> Declaration of Kevin Gorospe, # <u>2</u> Supplement Exhibits A–D page numbers 37–87)(Dhadwal, S. Andrew) (Entered: 10/26/2009) |
| 10/29/2009 | <u>303</u> | REPLY IN SUPPORT OF <i>MOTION TO ENFORCE AUGUST 18, 2008 INJUNCTION AND TO PROVIDE PUBLIC NOTICE</i> filed by Petitioners Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco, Respondent Does. (Attachments: # <u>1</u> EXHIBIT A, B, C, D)(Carman, Lynn) (Entered: 10/29/2009) |
| 10/29/2009 | <u>304</u> | ORDER from 9th CCA filed re: Notice of Appeal to 9th Circuit Court of Appeals,, <u>180</u> filed by Mark Beckwith, Gray Panthers of San Francisco, Tran Pharmacy, Inc., Gray Panthers of Sacramento, Independent Living Center of Southern California, Margaret Dowling, Jason Young, Sharon Steen, Gerald Shapiro, Notice of Appeal to 9th Circuit Court of Appeals <u>127</u> filed by Sandra Shewry, CCA # 08–56422, 08–56554. The petition for rehearing en banc is DENIED. (cbr) (Entered: 10/30/2009) |
| 10/29/2009 | <u>306</u> | MANDATE of 9th CCA filed re: Notice of Appeal to 9th Circuit Court of Appeals <u>243</u> , CCA # 08–57016. The decision of the District Court is AFFIRMED. Mandate received in this district on 10/29/09. (cbr) (Entered: 11/02/2009) |
| 10/30/2009 | <u>305</u> | MINUTES (IN CHAMBERS) by Judge Christina A. Snyder: On the Court's own motion, Plaintiffs' Motion to Enforce Preliminary Injunction and, Also, To Stay & Preliminarily Enjoin Implementation of Payment Cuts for Lack of Public Notice as Required by 42 CFR 407.205 <u>282</u> is taken under submission. The Court hereby dispenses with oral argument on the above motion and will decide the motion on the basis of the papers submitted. Furthermore, due Magistrate Nagle presiding over settlement procedures in the above–referenced action, the Court also vacates the Status Conference re: Choice of Settlement Procedure. Therefore, the parties are not to appear before this Court on 11/2/2009 at 10:00 AM. Court Reporter: NOT Present. (gk) (Entered: 10/30/2009) |
| 11/02/2009 | <u>307</u> | MINUTE ORDER (In Chambers) by Judge Christina A. Snyder re: PLAINTIFFS MOTION TO ENFORCE PRELIMINARY INJUNCTION AND, ALSO, TO STAY AND PRELIMINARILY ENJOIN IMPLEMENTATION OF PAYMENT CUTS FOR LACK OF PUBLIC NOTICE AS REQUIRED BY 42 C.F.R. § 407.205 (filed 10/11/09) <u>282</u> . The Court DENIES petitioners motion to enforce the preliminary injunction, with leave to amend, and DENIES petitioners motion to stay and preliminarily enjoin the challenged practices, with leave to amend. (pp) (Entered: 11/03/2009) |

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| 11/02/2009 | <u>308</u> | MINUTES OF Settlement Conference held before Magistrate Judge Margaret A. Nagle. There is no settlement at this time. However, the Court schedules a Telephonic Status Conference re settlement for 11/10/2009 12:30 PM before Magistrate Judge Margaret A. Nagle. The Court will initiate the call with counsel. The Court also schedules a Further Settlement Conference for 12/8/2009 10:00 AM before Magistrate Judge Margaret A. Nagle. Court Recorder: cs. (ec) (Entered: 11/03/2009) |
| 11/06/2009 | <u>309</u> | ORDER from 9th CCA filed re: Notice of Appeal to 9th Circuit Court of Appeals,, <u>180</u> filed by Mark Beckwith, Gray Panthers of San Francisco, Tran Pharmacy, Inc., Gray Panthers of Sacramento, Independent Living Center of Southern California, Margaret Dowling, Jason Young, Sharon Steen, Gerald Shapiro, Notice of Appeal to 9th Circuit Court of Appeals, <u>48</u> filed by Mark Beckwith, Gray Panthers of San Francisco, Tran Pharmacy, Inc., Independent Living Center of Southern California, Margaret Dowling, Jason Young, Sharon Steen, Gerald Shapiro, Notice of Appeal to 9th Circuit Court of Appeals <u>127</u> filed by Sandra Shewry, Notice of Appeal to 9th Circuit Court of Appeals <u>243</u> filed by Sandra Shewry, CCA # 08-57016, 08-56422, 08-56554, 08-56061. The motion of the petitioners-appellees, Independent Living Center of Southern California, Inc., et al(Independent Living), to transfer consideration of attorney fees on appeal is GRANTED. Independent Living's application for appellate attorney fees is transferred to the district court, pursuant to Ninth Circuit Rule 39-1.8. Order received in this district on 11/06/09. (lr) (Entered: 11/10/2009) |
| 11/10/2009 | <u>310</u> | MINUTES OF Telephonic Status Conference held before Magistrate Judge Margaret A. Nagle – status conference was conducted off the record.Court Recorder: N/A. (ec) (Entered: 11/12/2009) |
| 11/23/2009 | <u>311</u> | MINUTES OF IN CHAMBERS ORDER held before Magistrate Judge Margaret A. Nagle rescheduling the Further Settlement Conference in this matter from 12/8/09 to 12/16/2009 10:00 AM before Magistrate Judge Margaret A. Nagle. (ec) (Entered: 11/23/2009) |
| 12/03/2009 | <u>312</u> | MANDATE of 9th CCA filed re: Notice of Appeal to 9th Circuit Court of Appeals, <u>180</u> , Notice of Appeal to 9th Circuit Court of Appeals <u>127</u> , CCA # 08-56422, 08-56554. The Decision of the District Court is AFFIRMED in part, REVERSED in part, and REMANDED. Mandate received in this district on 12/03/09. (lr) (Entered: 12/04/2009) |
| 12/14/2009 | <u>313</u> | MINUTE ORDER (IN CHAMBERS) by Judge Christina A. Snyder Re: Hearing on Mandate of the 9th Circuit Court of Appeals: The Court reviews the mandate of the Ninth Circuit Court of Appeals. The Court sets a Status Conference on January 4, 2010 at 11:00 a.m. (jre) (Entered: 12/15/2009) |
| 12/15/2009 | <u>314</u> | MINUTES OF IN CHAMBERS ORDER held before Magistrate Judge Margaret A. Nagle scheduling a Telephonic Status Conference for 12/16/2009 10:00 AM before Magistrate Judge Margaret A. Nagle in lieu of the further settlement conference presently scheduled for 12/16/09. The Court will initiate the call with counsel (ec) (Entered: 12/15/2009) |
| 12/16/2009 | <u>315</u> | MINUTES OF Telephonic Status Conference re settlement held before Magistrate Judge Margaret A. Nagle. The Court schedules a Further Settlement Conference in this matter for 1/20/2010 10:00 AM before Magistrate Judge Margaret A. Nagle.Court Recorder: N/A. (ec). Document 316 renumbered to 315 due to clerical error (Modified on 12/16/2009) (nhac). (Entered: 12/16/2009) |
| 12/21/2009 | <u>317</u> | MANDATE of 9th CCA filed re: Notice of Appeal to 9th Circuit Court of Appeals,, <u>180</u> , Notice of Appeal to 9th Circuit Court of Appeals <u>127</u> , CCA # 08-56422, 08-56554. The Decision of the District Court is AFFIRMED in part, REVERSED in part, and REMANDED. Mandate received in this district on 12/21/09. (lr) (Entered: 12/22/2009) |
| 12/21/2009 | <u>318</u> | ORDER from 9th CCA filed re: Notice of Appeal to 9th Circuit Court of Appeals,, <u>180</u> filed by Mark Beckwith, Gray Panthers of San Francisco, Tran Pharmacy, Inc., Gray Panthers of Sacramento, Independent Living Center of Southern California, Margaret Dowling, Jason Young, Sharon Steen, Gerald Shapiro, Notice of Appeal to 9th Circuit Court of Appeals <u>127</u> filed by Sandra Shewry, CCA # 08-56422, 08-56554. The motion submitted on behalf of Appellant/Appellee David Maxwell-Jolly to file an oversized brief is granted. (cbr) (Entered: 12/28/2009) |

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| 01/04/2010 | <u>319</u> | MINUTES OF Status Conference Re Ninth Circuit Mandate (08-56422 and 08-56554) held before Judge Christina A. Snyder: The Court orders the spreading of the mandate. The Court orders a Further Status Conference be set on 3/8/2010 11:00 AM before Judge Christina A. Snyder, and allows counsel until 1/13/2010 to file their response as stated on the record. Court Reporter: Laura Elias. (gk) (Entered: 01/07/2010) |
| 01/06/2010 | <u>320</u> | ORDER from 9th CCA filed re: Notice of Appeal to 9th Circuit Court of Appeals,, <u>180</u> filed by Mark Beckwith, Gray Panthers of San Francisco, Tran Pharmacy, Inc., Gray Panthers of Sacramento, Independent Living Center of Southern California, Margaret Dowling, Jason Young, Sharon Steen, Gerald Shapiro, Notice of Appeal to 9th Circuit Court of Appeals <u>127</u> filed by Sandra Shewry, CCA # 08-56422, 08-56554. Order received in this district on 1/6/10. The Motion to Correct and Amend Order or, in the alternative, Petition for Rehearing, filed on behalf of David Maxwell-Jolly, Director of the Department of Health Care Services, State of California, is DENIED. (cbr) (Entered: 01/07/2010) |
| 01/08/2010 | <u>321</u> | RESPONSE filed by Respondent Sandra Shewry <i>RESPONDENT'S RESPONSE TO COURT'S INQUIRY AT JANUARY 4, 2010 STATUS CONFERENCE</i> (Snuggs, Carmen) (Entered: 01/08/2010) |
| 01/13/2010 | <u>322</u> | <i>Intervenors' Response to Court's Inquiry at January 4, 2010 Status Conference re Ninth Circuit Mandate</i> re: Response (non-motion) <u>321</u> , Status Conference, Set Hearings,, <u>319</u> (Keville, Jordan) (Entered: 01/13/2010) |
| 01/20/2010 | <u>325</u> | MINUTES OF Settlement Conference held before Magistrate Judge Margaret A. Nagle. The settlement conference is conducted off the record. No settlement has been reached at this time. Telephone Conference set for 2/9/2010, 01:00 PM before Magistrate Judge Margaret A. Nagle. Court Recorder: CS 01/20/10. (mz) (Entered: 01/28/2010) |
| 01/22/2010 | <u>323</u> | MINUTES (In Chambers) Order Amending this Court's 8/18/2008 Order Pursuant to the Ninth Circuit Court of Appeals Mandate Issued 12/21/2009 (08-56422 & 08-56554) by Judge Christina A. Snyder: Pursuant to the mandate from the Ninth Circuit, this Court hereby vacates the 8/27/2008 order modifying the injunction <u>135</u> , and amends the 8/18/2008 order granting in part and denying in part petitioners' motion for preliminary injunction <u>121</u> to change the effective date to 7/1/2008. Accordingly, the Court hereby orders respondent Director, her agents, servants, employees, attorneys, successors, and all those working in concert with her to refrain from enforcing Cal. Welf. & Inst. Code Section 14105.19(b)(1), including refraining from reducing by ten percent payments under the Medi-Cal fee-for-service program for physicians, dentists, pharmacies, adult day health care centers, clinics, health systems, and other providers for services provided on or after 7/1/2008. Court Reporter: N/A. (gk) (Entered: 01/25/2010) |
| 01/27/2010 | <u>324</u> | NOTICE OF MOTION AND Amended MOTION to AMEND AND CLARIFY THE JANUARY 22, 2010 ORDER AMENDING THE AUGUST 18, 2008 INJUNCTION; MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT THEREOF filed by Respondent California Department of Health Care Services. Motion set for hearing on 2/22/2010 at 10:00 AM before Judge Christina A. Snyder. (Attachments: # <u>1</u> Respondent's Notice of Motion, # <u>2</u> Declaration DECLARATION OF OF CARMEN)(Snuggs, Carmen) (Entered: 01/27/2010) |
| 01/29/2010 | <u>326</u> | NOTICE OF MOTION AND MOTION to Stay pending THE COURTS JANUARY 22, 2010 ORDER AMENDING THE AUGUST 18, 2008 INJUNCTION; MEMORANDUM OF POINTS AND AUTHORITIES Minutes of In Chambers Order/Directive - no proceeding held,,,, <u>323</u> filed by Respondents Sandra Shewry, California Department of Health Care Services. Motion set for hearing on 2/22/2010 at 10:00 AM before Judge Christina A. Snyder. (Attachments: # <u>1</u> Declaration DECLARATION OF MICHELLE MARKS IN SUPPORT OF RESPONDENTS MOTION TO STAY THE COURTS JANUARY 22, 2010 ORDER AMENDING THE AUGUST 18, 2008 INJUNCTION, # <u>2</u> Declaration DECLARATION OF TARA L. NEWMAN PURSUANT TO LOCAL RULE 7-3 IN SUPPORT OF RESPONDENTS MOTION TO STAY THE JANUARY 22, 2010 ORDER AMENDING THE AUGUST 18, 2008 INJUNCTION, # <u>3</u> Declaration DECLARATION OF DENNIS DWORMAN IN SUPPORT OF RESPONDENTS MOTION TO STAY THE COURTS JANUARY 22, 2010 ORDER AMENDING |

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| | | THE AUGUST 18, 2008 INJUNCTION)(Dhadwal, S. Andrew) (Entered: 01/29/2010) |
| 01/29/2010 | <u>327</u> | NOTICE OF MOTION re MOTION to Stay pending THE COURTS JANUARY 22, 2010 ORDER AMENDING THE AUGUST 18, 2008 INJUNCTION; MEMORANDUM OF POINTS AND AUTHORITIES Minutes of In Chambers Order/Directive – no proceeding held,,,, <u>323</u> MOTION to Stay pending THE COURTS JANUARY 22, 2010 ORDER AMENDING THE AUGUST 18, 2008 INJUNCTION; MEMORANDUM OF POINTS AND AUTHORITIES Minutes of In Chambers Order/Directive – no proceeding held,,,, <u>323</u> MOTION to Stay pending THE COURTS JANUARY 22, 2010 ORDER AMENDING THE AUGUST 18, 2008 INJUNCTION; MEMORANDUM OF POINTS AND AUTHORITIES Minutes of In Chambers Order/Directive – no proceeding held,,,, <u>323</u> MOTION to Stay pending THE COURTS JANUARY 22, 2010 ORDER AMENDING THE AUGUST 18, 2008 INJUNCTION; MEMORANDUM OF POINTS AND AUTHORITIES Minutes of In Chambers Order/Directive – no proceeding held,,,, <u>323</u> <u>326</u> filed by Respondents Sandra Shewry, California Department of Health Care Services. Motion set for hearing on 2/22/2010 at 10:00 AM before Judge Christina A. Snyder. (Dhadwal, S. Andrew) (Entered: 01/29/2010) |
| 01/29/2010 | <u>328</u> | MINUTES (IN CHAMBERS) by Judge Christina A. Snyder: Proceedings: Order Re Respondent's <u>324</u> Motion to Alter or Amend and Clarify the 1/22/10 Order, Amending the 8/18/08 Injunction <u>324</u> . The Court finds this motion appropriate for decision without oral argument. Fed. R. Civ. P. 78; Local Rule 7–15. Accordingly, the hearing date of February 22, 2010, is hereby vacated, and the matter is hereby taken under submission. The Court hereby modifies the third paragraph, set forth at page 2 of its order, as follows: The Court hereby orders respondent Director, her agents, servants, employees, attorneys, successors, and all those working in concert with her to refrain from enforcing Cal. Welf. & Inst. Code § 14105.19(b)(1), including refraining from reducing by ten percent payments under the Medi–Cal fee–for–service program for physicians, dentists, optometrists, prescription drugs, adult day health care centers, and clinics for services provided on or after July 1, 2008. (mg) (Entered: 02/01/2010) |
| 02/01/2010 | <u>329</u> | Amendment to MOTION to Stay pending THE COURTS JANUARY 22, 2010 ORDER AMENDING THE AUGUST 18, 2008 INJUNCTION; MEMORANDUM OF POINTS AND AUTHORITIES Minutes of In Chambers Order/Directive – no proceeding held,,,, <u>323</u> MOTION to Stay pending THE COURTS JANUARY 22, 2010 ORDER AMENDING THE AUGUST 18, 2008 INJUNCTION; MEMORANDUM OF POINTS AND AUTHORITIES Minutes of In Chambers Order/Directive – no proceeding held,,,, <u>323</u> MOTION to Stay pending THE COURTS JANUARY 22, 2010 ORDER AMENDING THE AUGUST 18, 2008 INJUNCTION; MEMORANDUM OF POINTS AND AUTHORITIES Minutes of In Chambers Order/Directive – no proceeding held,,,, <u>323</u> MOTION to Stay pending THE COURTS JANUARY 22, 2010 ORDER AMENDING THE AUGUST 18, 2008 INJUNCTION; MEMORANDUM OF POINTS AND AUTHORITIES Minutes of In Chambers Order/Directive – no proceeding held,,,, <u>323</u> <u>326</u> filed by Respondents Sandra Shewry, California Department of Health Care Services. (Dhadwal, S. Andrew) (Entered: 02/01/2010) |
| 02/08/2010 | <u>330</u> | Opposition Opposition to re: MOTION to Stay pending THE COURTS JANUARY 22, 2010 ORDER AMENDING THE AUGUST 18, 2008 INJUNCTION; MEMORANDUM OF POINTS AND AUTHORITIES Minutes of In Chambers Order/Directive – no proceeding held,,,, <u>323</u> MOTION to Stay pending THE COURTS JANUARY 22, 2010 ORDER AMENDING THE AUGUST 18, 2008 INJUNCTION; MEMORANDUM OF POINTS AND AUTHORITIES Minutes of In Chambers Order/Directive – no proceeding held,,,, <u>323</u> MOTION to Stay pending THE COURTS JANUARY 22, 2010 ORDER AMENDING THE AUGUST 18, 2008 INJUNCTION; MEMORANDUM OF POINTS AND AUTHORITIES Minutes of In Chambers Order/Directive – no proceeding held,,,, <u>323</u> MOTION to Stay pending THE COURTS JANUARY 22, 2010 ORDER AMENDING THE AUGUST 18, 2008 INJUNCTION; MEMORANDUM OF POINTS AND AUTHORITIES Minutes of In Chambers Order/Directive – no proceeding held,,,, <u>323</u> <u>326</u> filed by Petitioners Gerald Shapiro, Sharon Steen, Mark Beckwith, Margaret Dowling, Tran Pharmacy, Inc., Independent Living Center of Southern California, Gray Panthers of Sacramento, Gray Panthers of San Francisco, Intervenor Parties Sacramento Family Medical Clinics, Inc., Theodore M Mazer, Ronald B Mead, Acacia Adult Day Services. (Cannizzo, |

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| | | Craig) (Entered: 02/08/2010) |
| 02/09/2010 | 332 | MINUTES OF Telephonic Status Conference held before Magistrate Judge Margaret A. Nagle re settlement.(ec) (Entered: 02/16/2010) |
| 02/09/2010 | 333 | MINUTES OF Telephone Conference held before Magistrate Judge Margaret A. Nagle re settlement(ec) (Entered: 02/16/2010) |
| 02/09/2010 | <u>334</u> | MINUTES OF Telephone Conference held before Magistrate Judge Margaret A. Nagle re settlement (ec) (Entered: 02/16/2010) |
| 02/12/2010 | <u>331</u> | MINUTES OF IN CHAMBERS ORDER held before Magistrate Judge Margaret A. Nagle scheduling a Further Settlement Conference in this matter for 2/25/2010 10:00 AM before Magistrate Judge Margaret A. Nagle for participation by defendants only. (See order for details) (ec) (Entered: 02/12/2010) |
| 02/16/2010 | <u>335</u> | REPLY REPLY TO JOINT OPPOSITION TO MOTION TO STAY MOTION to Stay pending THE COURTS JANUARY 22, 2010 ORDER AMENDING THE AUGUST 18, 2008 INJUNCTION; MEMORANDUM OF POINTS AND AUTHORITIES Minutes of In Chambers Order/Directive – no proceeding held,,,, <u>323</u> MOTION to Stay pending THE COURTS JANUARY 22, 2010 ORDER AMENDING THE AUGUST 18, 2008 INJUNCTION; MEMORANDUM OF POINTS AND AUTHORITIES Minutes of In Chambers Order/Directive – no proceeding held,,,, <u>323</u> MOTION to Stay pending THE COURTS JANUARY 22, 2010 ORDER AMENDING THE AUGUST 18, 2008 INJUNCTION; MEMORANDUM OF POINTS AND AUTHORITIES Minutes of In Chambers Order/Directive – no proceeding held,,,, <u>323</u> MOTION to Stay pending THE COURTS JANUARY 22, 2010 ORDER AMENDING THE AUGUST 18, 2008 INJUNCTION; MEMORANDUM OF POINTS AND AUTHORITIES Minutes of In Chambers Order/Directive – no proceeding held,,,, <u>323</u> <u>326</u> filed by Respondent Sandra Shewry. (Snuggs, Carmen) (Entered: 02/16/2010) |
| 02/24/2010 | <u>336</u> | REQUEST FOR JUDICIAL NOTICE re MOTION to Stay pending THE COURTS JANUARY 22, 2010 ORDER AMENDING THE AUGUST 18, 2008 INJUNCTION; MEMORANDUM OF POINTS AND AUTHORITIES Minutes of In Chambers Order/Directive – no proceeding held,,,, <u>323</u> MOTION to Stay pending THE COURTS JANUARY 22, 2010 ORDER AMENDING THE AUGUST 18, 2008 INJUNCTION; MEMORANDUM OF POINTS AND AUTHORITIES Minutes of In Chambers Order/Directive – no proceeding held,,,, <u>323</u> MOTION to Stay pending THE COURTS JANUARY 22, 2010 ORDER AMENDING THE AUGUST 18, 2008 INJUNCTION; MEMORANDUM OF POINTS AND AUTHORITIES Minutes of In Chambers Order/Directive – no proceeding held,,,, <u>323</u> MOTION to Stay pending THE COURTS JANUARY 22, 2010 ORDER AMENDING THE AUGUST 18, 2008 INJUNCTION; MEMORANDUM OF POINTS AND AUTHORITIES Minutes of In Chambers Order/Directive – no proceeding held,,,, <u>323</u> <u>326</u> filed by Respondent Sandra Shewry. (Snuggs, Carmen) (Entered: 02/24/2010) |
| 02/25/2010 | <u>337</u> | MINUTES OF Settlement Conference held before Magistrate Judge Margaret A. Nagle. The Court conducts the settlement conference off the record.Court Recorder: N/A. (ec) (Entered: 02/25/2010) |
| 02/25/2010 | <u>338</u> | ORDER DENYING RESPONDENTS MOTION TO STAY THE COURT'S 1/22/2010 ORDER AMENDING THE 8/18/2008 INJUNCTION by Judge Christina A. Snyder: The Court DENIES Respondent's Motion to Stay <u>326</u> . (gk) (Entered: 02/26/2010) |
| 03/01/2010 | <u>339</u> | NOTICE OF MOTION AND Renewed MOTION to Intervene filed by Movants Proposed Intervenors California Association of Medical Product Suppliers, California Hospital Association, Sharp Memorial Hospital, Grossmont Hospital Corporation, Sharp Chula Vista Medical Center and Sharp Coronado Hospital and Healthcare Center. Motion set for hearing on 3/29/2010 at 10:00 AM before Judge Christina A. Snyder. (Keville, Jordan) (Entered: 03/01/2010) |
| 03/01/2010 | <u>340</u> | STATUS REPORT <i>FOR MARCH 8, 2010 HEARING 11 A.M.</i> filed by Petitioners Mark Beckwith, Margaret Dowling, Gray Panthers of Sacramento, Gray Panthers of San Francisco, Independent Living Center of Southern California, Gerald Shapiro, Sharon Steen, Tran Pharmacy, Inc.. (Carman, Lynn) (Entered: 03/01/2010) |

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| 03/03/2010 | <u>341</u> | STATUS REPORT <i>RE MARCH 8, 2010 STATUS CONFERENCE</i> filed by Intervenor Plaintiff Intervenor Sacramento Family Medical Clinics, Inc., Theodore M. Mazer, M.D., Ronald B. Mead, D.D.S. and Acacia Adult Day Services. (Gross, Byron) (Entered: 03/03/2010) |
| 03/03/2010 | <u>342</u> | NOTICE OF MOTION AND MOTION to Stay Case pending Trial Court Proceedings Pending Disposition of Petition of Certiorari filed by Respondents Sandra Shewry. Motion set for hearing on 3/29/2010 at 10:00 AM before Judge Christina A. Snyder. (Attachments: # <u>1</u> Proposed Order Granting Respondent's Motion to Stay)(Kim, Jennifer) (Entered: 03/03/2010) |
| 03/03/2010 | <u>343</u> | EX PARTE APPLICATION to Shorten Time for Hearing to 3/29/10 <i>and Hearing of Respondent's Motion to Stay</i> filed by Respondents Sandra Shewry. (Attachments: # <u>1</u> Memorandum in Support of Ex Parte, # <u>2</u> Declaration of Carmen D. Snuggs in Support, # <u>3</u> Proposed Order Granting Respondent's Ex Parte Application for and Order Shortening Time to Hear Motion to Stay)(Kim, Jennifer) (Entered: 03/03/2010) |
| 03/04/2010 | <u>344</u> | MINUTES OF IN CHAMBERS ORDER held before Magistrate Judge Margaret A. Nagle scheduling a Further Settlement Conference with defense counsel and defendant's representatives only for 3/26/2010 02:00 PM before Magistrate Judge Margaret A. Nagle. (ec) . (Entered: 03/04/2010) |
| 03/04/2010 | <u>345</u> | STATUS REPORT <i>FOR THE MARCH 8, 2010 STATUS CONFERENCE</i> filed by Respondent Sandra Shewry. (Snuggs, Carmen) (Entered: 03/04/2010) |
| 03/04/2010 | <u>346</u> | NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents RE: Renewed MOTION to Intervene <u>339</u> . The following error(s) was found: Other error(s) with document(s) are specified below: Lacking statement re conference of counsel, pursuant to Local Rule 7-3. Proposed order not submitted pursuant to Local Rule 52-4.1. 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. (jp) (Entered: 03/05/2010) |
| 03/05/2010 | <u>347</u> | MINUTES (IN CHAMBERS) by Judge Christina A. Snyder: The Court DENIES Respondent's Ex Parte Application for Order Shortening Time for Notice of Respondent's Motion to Stay the Trial Court Proceedings <u>343</u> . Court Reporter: Not Present. (gk) (Entered: 03/05/2010) |
| 03/05/2010 | <u>348</u> | NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents RE: Notice of Motion and Motion to Stay Trial Court Proceedings Pending Disposition of Petition of Certiorari filed 3/3/2010 <u>342</u> . The following error(s) was found: Hearing information is missing, incorrect, or not timely. Hearing date of 3/29/2010 is untimely pursuant to Local Rule 6-1. Ex Parte Application for Order Shortening Time for Notice was denied on 3/5/2010. 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: 03/08/2010) |
| 03/08/2010 | <u>349</u> | OPPOSITION IN OPPOSITION re: Renewed MOTION to Intervene <u>339</u> filed by Respondent California Department of Health Care Services. (Dhadwal, S. Andrew) (Entered: 03/08/2010) |
| 03/08/2010 | <u>350</u> | MINUTES OF Status Conference Re Further Proceedings held before Judge Christina A. Snyder: The Court and counsel confer regarding the status and the progress of the case. A Status Conference is set for 4/1/2010 12:00 PM before Judge Christina A. Snyder. Court Reporter: Laura Elias. (gk) (Entered: 03/10/2010) |
| 03/15/2010 | <u>351</u> | NOTICE OF MOTION AND MOTION for Order for ORDER TO SET ASIDE RESERVE FOR ATTORNEYS FEES filed by PETITIONERS Mark Beckwith, Margaret Dowling, Gray Panthers of Sacramento, Gray Panthers of San Francisco, Independent Living Center of Southern California, Gerald Shapiro, Sharon Steen, Tran Pharmacy, Inc.. Motion set for hearing on 4/12/2010 at 10:00 AM before Judge Christina A. Snyder. (Attachments: # <u>1</u> Proposed Order PROPOSED ORDER)(Carman, Lynn) (Entered: 03/15/2010) |
| 03/15/2010 | <u>352</u> | REPLY Renewed MOTION to Intervene <u>339</u> filed by Intervenor Proposed Intervenor California Association of Medical Product Suppliers, California Hospital Association, |

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| | | Sharp Memorial Hospital, Grossmont Hospital Corporation, Sharp Chula Vista Medical Center and. (Keville, Jordan) (Entered: 03/15/2010) |
| 03/17/2010 | <u>353</u> | ORDER by Judge Christina A. Snyder DENYING Respondent's Motion to Stay Trial Court Proceedings Pending Disposition of Petition of Certiorari <u>342</u> . (jp) (Entered: 03/18/2010) |
| 03/22/2010 | <u>354</u> | OPPOSITION TO PETITIONERS' MOTION TO SET ASIDE A RESERVE FOR ATTORNEYS' FEES OPPOSITION re: MOTION for Order for ORDER TO SET ASIDE RESERVE FOR ATTORNEYS FEES <u>351</u> filed by Respondent California Department of Health Care Services. (Dhadwal, S. Andrew) (Entered: 03/22/2010) |
| 03/25/2010 | <u>355</u> | MINUTES OF IN CHAMBERS ORDER held before Magistrate Judge Margaret A. Nagle taking off calendar the further settlement conference/video conference scheduled for Friday, March 26, 2010. (ec) (Entered: 03/25/2010) |
| 03/26/2010 | <u>356</u> | MINUTES (IN CHAMBERS) by Judge Christina A. Snyder: The Court finds the Proposed Intervenors' Renewed Motion to Intervene Pursuant to FRCP 24 <u>339</u> appropriate for decision without oral argument. Accordingly, the hearing date of 3/29/2010, is hereby vacated, and the matter is hereby taken under submission. The Court GRANTS proposed intervenors' motion to intervene. Court Reporter: Not Present. (gk) (Entered: 03/26/2010) |
| 03/26/2010 | <u>362</u> | COMPLAINT IN INTERVENTION against Respondent David Maxwell-Jolly filed by Intervenors California Association of Medical Product Suppliers, California Hospital Association, Sharp Memorial Hospital, Grossmont Hospital Corporation, Sharp Chula Vista Medical Center, and Sharp Coronado Hospital and Healthcare Center.(gk) (Entered: 05/13/2010) |
| 03/29/2010 | <u>357</u> | REPLY Joint Reply to Opposition to MOTION for Order for ORDER TO SET ASIDE RESERVE FOR ATTORNEYS FEES <u>351</u> filed by Intervenor Parties Acacia Adult Day Services, Theodore M Mazer, Ronald B Mead, Proposed Intervenors California Association of Medical Product Suppliers, California Hospital Association, Sharp Memorial Hospital, Grossmont Hospital Corporation, Sharp Chula Vista Medical Center and, Sacramento Family Medical Clinics, Inc., Petitioners Mark Beckwith, Margaret Dowling, Gray Panthers of Sacramento, Gray Panthers of San Francisco, Independent Living Center of Southern California, Gerald Shapiro, Sharon Steen, Tran Pharmacy, Inc.. (Cannizzo, Craig) (Entered: 03/29/2010) |
| 03/30/2010 | <u>358</u> | STATUS REPORT OF COMPLIANCE WITH JANUARY 29, 2010 ORDER AMENDING AUGUST 18, 2008 PRELIMINARY INJUNCTION ORDER; DECLARATIONS OF DENNIS DWORMAN, MICHELLE MARKS, AND JUDITH PHELPS filed by Respondent California Department of Health Care Services. (Snuggs, Carmen) (Entered: 03/30/2010) |
| 04/01/2010 | <u>359</u> | MINUTES OF Status Conference held before Judge Christina A. Snyder: The Court and counsel confer regarding the status of the case and status report filed on 3/30/2010. In light of the Petitioners' Motion to Set Aside a Reserve for Attorneys Fees filed on 3/15/2010 and scheduled for a hearing on 4/12/2010 at 10:00 AM, Respondents are instructed to withhold making payments until 4/12/2010. Court Reporter: Laura Elias. (gk) (Entered: 04/02/2010) |
| 04/09/2010 | <u>360</u> | MINUTE ORDER (IN CHAMBERS) by Judge Christina A. Snyder. The Court finds PETITIONERS MOTION TO SET ASIDE A RESERVE FOR ATTORNEYS FEES (filed 03/15/10) <u>351</u> appropriate for decision without oral argument. Fed. R. Civ. P. 78; Local Rule 7-15. Accordingly, the hearing date of April 12, 2010, is hereby vacated. Based on the record before it, the Court finds that the request to set aside a reserve is inconsistent with the mandate from the Ninth Circuit. It appears that the set aside is premature because there has been no final adjudication or settlement of this case. Neither side has provided any reason why this Court at the conclusion of the case could not fashion an order requiring the state of California to pay attorneys fees based on what is ultimately the value of any judgment or settlement. Further, the Court finds that a set aside at this time does not appear to be in the public interest in as much as plaintiffs have previously argued that the proposed recipients of the funds, which they now seek to withhold, will suffer irreparable injury if the moneys are not paid to them as reimbursement for Medi-Cal services already provided. Accordingly, the motion is denied without prejudice. (pp) (Entered: 04/09/2010) |

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| 04/09/2010 | <u>361</u> | STATUS REPORT <i>Supplemental Report of Compliance with January 29, 2010 Order Amending August 18, 2008 Preliminary Injunction Order</i> filed by Respondent Sandra Shewry. (Attachments: # <u>1</u> Declaration of Dennis Dworman, # <u>2</u> Declaration of Michelle Marks, # <u>3</u> Declaration of Maria Enriquez, # <u>4</u> Declaration of Toby Douglas)(Dhadwal, S. Andrew) (Entered: 04/09/2010) |
| 05/13/2010 | | DELETION for the following reason: Attorney erroneously added the parties on this case as one party. The parties will be re-enter on the court docket as individual intervenors.(sm) (Entered: 05/13/2010) |
| 05/13/2010 | | PARTY record Proposed Intervenors California Association of Medical Product Suppliers, California Hospital Association, Sharp Memorial Hospital, Grossmont Hospital Corporation, Sharp Chula Vista Medical Center and was deleted for the following reason: Per Operations the party record was added to this case in error on 3/1/10.(jj) (Entered: 05/13/2010) |
| 05/17/2010 | <u>363</u> | NOTICE OF MOTION AND MOTION for Relief from ORDERS TO REQUIRE (1) FILING OF INTERVENTION COMPLAINT, (2) TO SET HEARING FOR DISMISSAL MOTION; AND (3)TO TERMINATE STAY ORDER re Order, Case Stayed,,,,,,, <u>228</u> , MOTION to Dismiss Petitioner's First Amended Petition for Writ of Mandamus <u>36</u> , Motion Hearing, Link Motions to Minutes,,,, <u>174</u> filed by PETITIONERS Mark Beckwith, Margaret Dowling, Gray Panthers of Sacramento, Gray Panthers of San Francisco, Independent Living Center of Southern California, Gerald Shapiro, Sharon Steen, Tran Pharmacy, Inc.. Motion set for hearing on 6/14/2010 at 10:00 AM before Judge Christina A. Snyder. (Attachments: # <u>1</u> Exhibit PROPOSED ORDER)(Carman, Lynn) (Entered: 05/17/2010) |
| 05/24/2010 | <u>364</u> | NOTICE OF NON-OPPOSITION to MOTION for Relief from ORDERS TO REQUIRE (1) FILING OF INTERVENTION COMPLAINT, (2) TO SET HEARING FOR DISMISSAL MOTION; AND (3)TO TERMINATE STAY ORDER re Order, Case Stayed,,,,,,, <u>228</u> , MOTION to Dismiss Petitioner's First Amended Petiti MOTION for Relief from ORDERS TO REQUIRE (1) FILING OF INTERVENTION COMPLAINT, (2) TO SET HEARING FOR DISMISSAL MOTION; AND (3)TO TERMINATE STAY ORDER re Order, Case Stayed,,,,,,, <u>228</u> , MOTION to Dismiss Petitioner's First Amended Petiti MOTION for Relief from ORDERS TO REQUIRE (1) FILING OF INTERVENTION COMPLAINT, (2) TO SET HEARING FOR DISMISSAL MOTION; AND (3)TO TERMINATE STAY ORDER re Order, Case Stayed,,,,,,, <u>228</u> , MOTION to Dismiss Petitioner's First Amended Petiti <u>363</u> filed by Respondent David Maxwell-Jolly. (Snuggs, Carmen) (Entered: 05/24/2010) |
| 05/24/2010 | <u>365</u> | ANSWER to Amended Complaint,, by Respondent to Petitioners' Verified First Amended Petition for Writ of Mandamus filed by Respondent David Maxwell-Jolly.(Snuggs, Carmen) (Entered: 05/24/2010) |
| 05/24/2010 | <u>366</u> | NOTICE OF MOTION AND MOTION to Withdraw MOTION to Dismiss Petitioner's First Amended Petition for Writ of Mandamus <u>36</u> filed by Respondent David Maxwell-Jolly. (Snuggs, Carmen) (Entered: 05/24/2010) |
| 05/24/2010 | <u>367</u> | OPPOSITION to MOTION for Relief from ORDERS TO REQUIRE (1) FILING OF INTERVENTION COMPLAINT, (2) TO SET HEARING FOR DISMISSAL MOTION; AND (3)TO TERMINATE STAY ORDER re Order, Case Stayed,,,,,,, <u>228</u> , MOTION to Dismiss Petitioner's First Amended Petiti MOTION for Relief from ORDERS TO REQUIRE (1) FILING OF INTERVENTION COMPLAINT, (2) TO SET HEARING FOR DISMISSAL MOTION; AND (3)TO TERMINATE STAY ORDER re Order, Case Stayed,,,,,,, <u>228</u> , MOTION to Dismiss Petitioner's First Amended Petiti MOTION for Relief from ORDERS TO REQUIRE (1) FILING OF INTERVENTION COMPLAINT, (2) TO SET HEARING FOR DISMISSAL MOTION; AND (3)TO TERMINATE STAY ORDER re Order, Case Stayed,,,,,,, <u>228</u> , MOTION to Dismiss Petitioner's First Amended Petiti <u>363</u> filed by Intervenor Sacramento Family Medical Clinics, Inc.. (Keville, Jordan) (Entered: 05/24/2010) |
| 05/27/2010 | <u>369</u> | MINUTE ORDER (In Chambers) by Judge Christina A. Snyder re: PETITIONERS' MOTIONS AND REQUESTS FOR: 1) ORDER TO REQUIRE INTERVENORS TO FILE THEIR COMPLAINT IN INTERVENTION WITHIN 7 DAYS, OR BE DISMISSED; 2) ORDER SETTING SETTING HEARING DATE FOR RESPONDENT'S MOTION TO DISMISS, [#36]; AND, 3) ORDER TERMINATING THE ORDER [#228] IN RESPECT TO THE WITHIN CASE NO. CV08-3315-CAS |

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| | | INDEPENDENT LIVING CENTER, ET AL., V. SANDRA SHEWRY (filed 5/17/10) <u>363</u> . The Court grants in part and denies in part petitioners motion. Specifically, the Court DENIES petitioners first and second requests, and grants their third request. (pp) (Entered: 05/27/2010) |
| 05/28/2010 | <u>370</u> | NOTICE OF MOTION AND MOTION for Summary Judgment as to Medi-Cal Rate Reduction filed by Intervenors Sacramento Family Medical Clinics, Inc.. Motion set for hearing on 6/19/2010 at 10:00 AM before Judge Christina A. Snyder. (Attachments: # <u>1</u> Memorandum Points and Authorities, # <u>2</u> Declaration Raymond – Part 1, # <u>3</u> Declaration Raymond – Part 2, # <u>4</u> Declaration Raymond – Part 3, # <u>5</u> Declaration Raymond – Part 4, # <u>6</u> Declaration Dauner, # <u>7</u> Declaration Mazer, # <u>8</u> Declaration Pumpian, # <u>9</u> Declaration Achermann, # <u>10</u> Declaration Mead, # <u>11</u> Declaration Simon, # <u>12</u> Declaration Vega, # <u>13</u> Declaration Keville, # <u>14</u> Proposed Order Granting Summary Judgment, # <u>15</u> Proposed Order Judgment, # <u>16</u> Supplement Statement of Uncontroverted Facts, # <u>17</u> Supplement Request for Judicial Notice)(Keville, Jordan) (Entered: 05/28/2010) |
| 05/28/2010 | <u>371</u> | NOTICE OF ERRATA filed by INTERVENORS Sacramento Family Medical Clinics, Inc.. (Keville, Jordan) (Entered: 05/28/2010) |
| 06/02/2010 | <u>372</u> | <i>RESPONDENT'S ANSWER TO COMPLAINT IN INTERVENTION</i> ANSWER to Intervenor Complaint, <u>362</u> filed by Respondent David Maxwell-Jolly.(Snuggs, Carmen) (Entered: 06/02/2010) |
| 06/04/2010 | <u>373</u> | NOTICE OF ERRATA filed by Intervenors Sacramento Family Medical Clinics, Inc.. (Attachments: # <u>1</u> Supplement Amended Notice, # <u>2</u> Proposed Order Amended [Proposed] Judgment)(Keville, Jordan) (Entered: 06/04/2010) |
| 06/07/2010 | <u>374</u> | NOTICE OF MOTION AND MOTION to Stay Case pending Trial Court Proceedings Pending Disposition of Petition for Certiorari filed by Respondent David Maxwell-Jolly. Motion set for hearing on 7/12/2010 at 10:00 AM before Judge Christina A. Snyder. (Attachments: # <u>1</u> Declaration of Carmen D. Snuggs in Support of Respondent's Motion for Stay Trial Court Proceedings Pending Disposition of Petition for Certiorari, # <u>2</u> Proposed Order Granting Respondent's Motion to Stay Trial Court Proceedings Pending Disposition of Petition for Certiorari)(Snuggs, Carmen) (Entered: 06/07/2010) |
| 06/07/2010 | <u>375</u> | NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents RE: Notice of Motion and Motion for Summary Judgment filed 5/28/2010 <u>370</u> . The following error(s) was found: The separately attached proposed judgment lacks at least two lines of text on the page that has the line provided for the signature of the judge, Local Rule 58-10. Clerk reset the hearing to 7/19/2010 at 10:00 AM. 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: 06/07/2010) |
| 06/07/2010 | <u>376</u> | NOTICE OF MOTION AND MOTION for Summary Judgment as to PREEMPTED ACTION TO IMPLEMENT 10% RATE CUT OF AB 5 OR TO RECOUP PRELIMINARY IMNJUNCTION PAYMENTS filed by PETITIONERS Mark Beckwith, Margaret Dowling, Gray Panthers of Sacramento, Gray Panthers of San Francisco, Independent Living Center of Southern California, Gerald Shapiro, Sharon Steen, Tran Pharmacy, Inc.. Motion set for hearing on 7/26/2010 at 10:00 AM before Judge Christina A. Snyder. (Attachments: # <u>1</u> Memorandum MEMORANDUM IN SUPPORT OF SUMMARY JUDGMENT MOTION, # <u>2</u> STATEMENT OF UNCONTROVERTED FACTS AND CONCLUSIONS)(Carman, Lynn) (Entered: 06/07/2010) |
| 06/08/2010 | <u>377</u> | NOTICE PROPOSED SUMMARY JUDGMENT filed by PETITIONERS Mark Beckwith, Margaret Dowling, Gray Panthers of Sacramento, Gray Panthers of San Francisco, Independent Living Center of Southern California, Gerald Shapiro, Sharon Steen, Tran Pharmacy, Inc.. (Carman, Lynn) (Entered: 06/08/2010) |
| 06/09/2010 | <u>378</u> | EX PARTE APPLICATION for Leave to Propound Additional Interrogatories filed by Respondent David Maxwell-Jolly. (Attachments: # <u>1</u> Declaration of Andrew Dhadwal, # <u>2</u> Exhibit A, # <u>3</u> Exhibit B, # <u>4</u> Proposed Order Granting Respondent's Ex Parte Motion to Propound Additional Interrogatories)(Dhadwal, S. Andrew) (Entered: 06/09/2010) |

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| 06/09/2010 | <u>379</u> | RESPONDENT'S ANSWER to Intervenor Complaint, <u>368</u> filed by Respondent David Maxwell-Jolly.(Snuggs, Carmen) (Entered: 06/09/2010) |
| 06/09/2010 | <u>380</u> | NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents RE: Respondent's Notice of Motion and Motion to Stay Trial Court Proceedings Pending Disposition of Petition for Certiorari filed 6/7/2010 <u>374</u> . The following error(s) was found: The document formally notices the motion for hearing on 7/5/2010 at 10:00 AM, which is a federal holiday. The filer has set the motion for hearing on 7/12/2010 at 10:00 AM. 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: 06/09/2010) |
| 06/09/2010 | <u>381</u> | NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents RE: Petitioner's Notice of Motion and Motion for Summary Judgment, and in the Alternative, for Partial Summary Judgment filed 6/7/2010 <u>376</u> . The following error(s) was found: Local Rule 11-6 Memorandum brief exceeds 25 pages.Local Rule 11-8 Memorandum brief exceeding 10 pages shall contain table of contents. 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: 06/09/2010) |
| 06/10/2010 | <u>382</u> | OPPOSITION to EX PARTE APPLICATION for Leave to Propound Additional Interrogatories <u>378</u> filed by Petitioners Mark Beckwith, Margaret Dowling, Gray Panthers of Sacramento, Gray Panthers of San Francisco, Independent Living Center of Southern California, Gerald Shapiro, Sharon Steen, Tran Pharmacy, Inc.. (Carman, Lynn) (Entered: 06/10/2010) |
| 06/10/2010 | <u>383</u> | NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents RE: Proposed Judgment for Permanent Injunction <u>377</u> . The following error(s) was found: Other error(s) with document(s) are specified below. Other error(s) with document(s): This document tendered for the judge's approval should have been submitted as a separate PDF attachment to 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. (bm) (Entered: 06/10/2010) |
| 06/11/2010 | <u>384</u> | OPPOSITION to EX PARTE APPLICATION for Leave to Propound Additional Interrogatories <u>378</u> filed by Intervenor Plaintiff Sacramento Family Medical Clinics, Inc.. (Keville, Jordan) (Entered: 06/11/2010) |
| 06/11/2010 | <u>385</u> | EX PARTE APPLICATION to Stay Case pending Resolution of Respondent's Petition for Certiorari filed by Respondent David Maxwell-Jolly. (Attachments: # <u>1</u> Memorandum In Support of Respondent's Ex Parte Application for A Stay, # <u>2</u> Declaration Of Carmen D. Snuggs, # <u>3</u> Proposed Order Granting Respondent's Ex Parte Application to Stay)(Snuggs, Carmen) (Entered: 06/11/2010) |
| 06/11/2010 | <u>386</u> | NOTICE TABLE OF CONTENTS and TABLE OF AUTHORITIES for PLAINTIFFS' MEMORANDUM IN FOR SUMMARY JUDGMENT filed by PETITIONERS Mark Beckwith, Margaret Dowling, Gray Panthers of Sacramento, Gray Panthers of San Francisco, Independent Living Center of Southern California, Gerald Shapiro, Sharon Steen, Tran Pharmacy, Inc.. (Carman, Lynn) (Entered: 06/11/2010) |
| 06/11/2010 | <u>387</u> | NOTICE of Change of address by Lynn S Carman attorney for Petitioners Mark Beckwith, Margaret Dowling, Gray Panthers of Sacramento, Gray Panthers of San Francisco, Independent Living Center of Southern California, Gerald Shapiro, Sharon Steen, Tran Pharmacy, Inc.. Changing attorneys address to LYNN S CARMAN: 8 Newbury Lane, Novato, California 94949-8239. Filed by Petitioners Mark Beckwith, Margaret Dowling, Gray Panthers of Sacramento, Gray Panthers of San Francisco, Independent Living Center of Southern California, Gerald Shapiro, Sharon Steen, Tran Pharmacy, Inc.. (Carman, Lynn) (Entered: 06/11/2010) |

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| 06/13/2010 | <u>388</u> | OPPOSITION TO re: EX PARTE APPLICATION to Stay Case pending Resolution of Respondent's Petition for Certiorari <u>385</u> filed by Petitioners Mark Beckwith, Margaret Dowling, Gray Panthers of Sacramento, Gray Panthers of San Francisco, Independent Living Center of Southern California, Gerald Shapiro, Sharon Steen, Tran Pharmacy, Inc.. (Friedman, Stanley) (Entered: 06/13/2010) |
| 06/15/2010 | <u>389</u> | MINUTES: (IN CHAMBERS) On the Courts own motion, Intervenor's Motion for Summary Judgment <u>370</u> filed May 28, 2010 and noticed for hearing on July 19, 2010 is hereby continued to July 26, 2010 at 10:00 A.M., to be heard simultaneously with Petitioners Motion for Summary Judgment, Or In The Alternative, For Partial Summary Judgment filed on June 7, 2010 by Judge Christina A. Snyder. (ir) (Entered: 06/15/2010) |
| 06/15/2010 | <u>390</u> | OPPOSITION to EX PARTE APPLICATION to Stay Case pending Resolution of Respondent's Petition for Certiorari <u>385</u> filed by Intervenor Plaintiffs Acacia Adult Day Services, California Association of Medical Product Suppliers, California Hospital Association, Grossmont Hospital Corporation, Theodore M Mazer, Ronald B Mead, Sacramento Family Medical Clinics, Inc., Sharp Chula Vista Medical Center, Sharp Coronado Hospital and Healthcare Center, Sharp Memorial Hospital. (Cannizzo, Craig) (Entered: 06/15/2010) |
| 06/16/2010 | <u>391</u> | MINUTES (IN CHAMBERS): ORDER by Magistrate Judge Margaret A. Nagle: granting <u>378</u> Ex Parte Application for Leave (ec) (Entered: 06/17/2010) |
| 06/17/2010 | <u>392</u> | MINUTES: (In Chambers) RESPONDENTS EX PARTE APPLICATION FOR STAY OF THE TRIAL COURT PROCEEDINGS OR, IN THE ALTERNATIVE, FOR AN ORDER SHORTENING TIMEFOR HEARING RESPONDENTS MOTION TO STAY TRIAL COURT PROCEEDINGS CURRENTLY SET FOR JULY 12, 2010 (filed 6/11/10): Accordingly, the Court GRANTS respondents ex parte application <u>385</u> and hereby orders the instant matter stayed. Within 45 days from the date of this order, or upon the disposition of the petition for certiorari, whichever occurs first, the parties shall file a joint status report. Because respondents Motion to Stay, filed June 7, 2010, seeks the same relief granted herein, the Motion to Stay <u>374</u> is hereby DENIED as moot. Petitioners and Intervenor's Motions for Summary Judgment <u>376</u> <u>370</u> , filed June 7, 2010 and May 28, 2010, respectively, are taken off calendar and the hearing currently set for July 26, 2010, is hereby vacated pending further order of this Court IT IS SO ORDERED by Judge Christina A. Snyder. (ir) (Entered: 06/17/2010) |
| 07/30/2010 | <u>393</u> | STATUS REPORT <i>JOINTLY</i> filed by Intervenor Plaintiffs Acacia Adult Day Services, California Association of Medical Product Suppliers, California Hospital Association, Grossmont Hospital Corporation, Theodore M Mazer, Ronald B Mead, Sacramento Family Medical Clinics, Inc., Sharp Chula Vista Medical Center, Sharp Coronado Hospital and Healthcare Center, Sharp Memorial Hospital, Petitioners Mark Beckwith, Margaret Dowling, Gray Panthers of Sacramento, Gray Panthers of San Francisco, Independent Living Center of Southern California, Gerald Shapiro, Sharon Steen, Tran Pharmacy, Inc.. (Cannizzo, Craig) (Entered: 07/30/2010) |
| 08/02/2010 | <u>394</u> | STATUS REPORT <i>PURSUANT TO THE COURT'S JUNE 17, 2010 ORDER</i> filed by Respondent David Maxwell-Jolly. (Dhadwal, S. Andrew) (Entered: 08/02/2010) |
| 12/28/2010 | <u>395</u> | MINUTE ORDER IN CHAMBERS by Judge Christina A. Snyder:THE COURT, having granted a stay on June 17, 2010; The Court has received the Joint Status Report of the Petitioners filed July 30, 2010, and Respondents Status Report filed August 2, 2010, pursuant to this Courts Order of June 17, 2010; IT IS ORDERED that counsel shall file a Joint Status Report within 90 days and every quarter thereafter or upon disposition of the petitions for certiorari in related actions, whichever occurs first. (lc) (Entered: 12/29/2010) |
| 01/31/2011 | <u>396</u> | NOTICE filed by Intervenor Acacia Adult Day Services, California Association of Medical Product Suppliers, California Hospital Association, Grossmont Hospital Corporation, Theodore M Mazer, Ronald B Mead, Sacramento Family Medical Clinics, Inc., Sharp Chula Vista Medical Center, Sharp Coronado Hospital and Healthcare Center, Sharp Memorial Hospital. <i>NOTICE OF CHANGE OF FIRM NAME</i> (Cannizzo, Craig) (Entered: 01/31/2011) |

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| 01/31/2011 | <u>397</u> | QUARTERLY REPORT of Joint Status Report filed by Intervenor Plaintiffs Acacia Adult Day Services, California Association of Medical Product Suppliers, California Hospital Association, Grossmont Hospital Corporation, Theodore M Mazer, Ronald B Mead, Sacramento Family Medical Clinics, Inc., Sharp Chula Vista Medical Center, Sharp Coronado Hospital and Healthcare Center, Sharp Memorial Hospital, Petitioners Mark Beckwith, Margaret Dowling, Gray Panthers of Sacramento, Gray Panthers of San Francisco, Independent Living Center of Southern California, Gerald Shapiro, Sharon Steen, Tran Pharmacy, Inc.. (Cannizzo, Craig) (Entered: 01/31/2011) |
| 02/01/2011 | <u>398</u> | STATUS REPORT <i>PURSUANT TO THE COURT'S DECEMBER 28, 2010 ORDER</i> filed by Respondent California Department of Health Care Services. (Attachments: # <u>1</u> Exhibit A THRU E TO DECL OF CARMEN D. SNUGGS IN SUPPORT OF STATUS REPORT)(Snuggs, Carmen) (Entered: 02/01/2011) |
| 05/26/2011 | <u>399</u> | STATUS REPORT (<i>Joint</i>) Pursuant to the Court's December 28, 2010 Order filed by Respondent David Maxwell-Jolly. (Snuggs, Carmen) (Entered: 05/26/2011) |
| 06/01/2011 | <u>400</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 6/17/2010; 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. Counsel shall continue to file quarterly status reports detailing the status of the case 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) |
| 04/12/2012 | <u>401</u> | NOTICE OF MOTION AND MOTION to Lift Stay re Order of June 17, 2010 filed by Petitioners Mark Beckwith, Gray Panthers of Sacramento, Gray Panthers of San Francisco, Independent Living Center of Southern California, Gerald Shapiro, Sharon Steen, Tran Pharmacy, Inc.. Motion set for hearing on 5/14/2012 at 10:00 AM before Judge Christina A. Snyder. (Attachments: # <u>1</u> Proposed Order)(Friedman, Stanley) (Entered: 04/12/2012) |
| 04/12/2012 | <u>402</u> | NOTICE OF MOTION AND MOTION for Summary Judgment filed by Petitioners Mark Beckwith, Margaret Dowling, Gray Panthers of Sacramento, Gray Panthers of San Francisco, Independent Living Center of Southern California, Gerald Shapiro, Sharon Steen, Tran Pharmacy, Inc.. Motion set for hearing on 5/14/2012 at 10:00 AM before Judge Christina A. Snyder. (Attachments: # <u>1</u> Request for Judicial Notice, # <u>2</u> Separate Statement of Uncontroverted Facts and Conclusions of Law, # <u>3</u> Proposed Order)(Friedman, Stanley) (Entered: 04/12/2012) |
| 04/12/2012 | | Notice of Electronic Filing re MOTION to Lift Stay re Order of June 17, 2010 <u>401</u> , MOTION for Summary Judgment <u>402</u> e-mailed to andrew.dhadwal@doj.ca.gov bounced due to 5.1.0 – Unknown address error 550–Mailbox unavailable or access denied. Primary e-mail address corrected. Notice of Electronic Filing resent addressed to andrewd@lmwslaw.com with a request that he update his profile. 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: 04/13/2012) |
| 04/23/2012 | <u>403</u> | MEMORANDUM in Opposition to MOTION to Lift Stay re Order of June 17, 2010 <u>401</u> filed by Respondent David Maxwell-Jolly. (Attachments: # <u>1</u> Exhibit Request for Judicial Notice)(Linton, Elizabeth) (Entered: 04/23/2012) |
| 04/26/2012 | <u>404</u> | ORDER from 9th CCA filed re: Notice of Appeal to 9th Circuit Court of Appeals <u>127</u> filed by Sandra Shewry, CCA # 08-56422 and <u>249</u> CCA #08-57016. The parties are directed to file contemporaneous supplemental briefs in their respective cases concerning the effect of Douglas v. Independent Living Center of Southern California, Inc., 132 S.Ct.1204(2012). Briefs shall be due 45 days from the filing of this order and shall not exceed 30 pages in length. Order received in this district on 4/26/12. (car) Modified on 4/30/2012 (car). (Entered: 04/30/2012) |
| 04/30/2012 | <u>405</u> | REPLY in support of MOTION to Lift Stay re Order of June 17, 2010 <u>401</u> , MOTION for Summary Judgment <u>402</u> filed by Petitioners Mark Beckwith, Margaret Dowling, |

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| | | Gray Panthers of Sacramento, Gray Panthers of San Francisco, Independent Living Center of Southern California, Gerald Shapiro, Sharon Steen, Tran Pharmacy, Inc.. (Friedman, Stanley) (Entered: 04/30/2012) |
| 05/02/2012 | <u>406</u> | NOTICE of Change of Attorney Information filed by Respondent David Maxwell-Jolly. (Linton, Elizabeth) (Entered: 05/02/2012) |
| 05/08/2012 | <u>407</u> | MINUTES (IN CHAMBERS) by Judge Christina A. Snyder RE: Petitioner's Motion to Life Stay and Restore Case to Active Status <u>401</u> ; and Petitioner's Motion for Summary Judgment <u>402</u> . The Court DENIES petitioners' motion to lift the stay. The Court declines to address petitioners' motion for summary judgment and permanent injunction. Court Reporter: Not Present. (gk) (Entered: 05/09/2012) |
| 05/08/2012 | | Notice of Electronic Filing re Notice of Deficiency in Electronically Filed Documents (G-112), Notice of Deficiency in Electronically Filed Documents (G-112) <u>408</u> , Order on Motion to Lift Stay on Case, Order on Motion for Summary Judgment,, <u>407</u> e-mailed to bgross@health-law.com bounced due to 5.1.0 - Unknown address error 550-'No such user - psmt. Primary e-mail address corrected. Notice of Electronic Filing resent addressed to gross@healthlaw.org. 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: 05/15/2012) |
| 05/09/2012 | <u>408</u> | NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents RE: Notice (Other) <u>406</u> . The following error(s) was found: Incorrect event selected. The correct event is: Change of Attorney Information G-06. 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. (lom) (Entered: 05/10/2012) |
| 05/22/2012 | <u>409</u> | ORDER from 9th CCA filed, CCA # 08-56422, 08-57016, 09-55532, 09-55692. The parties' unanimous joint motion to refer Case Nos. 08-56422, 08-57016, 09-55532, and 09-55692 to mediation, and to continue the supplemental briefing schedule during the pendency of mediation [D.E. 49-1], is hereby GRANTED. Order received in this district on 5/22/12. (car) (Entered: 05/24/2012) |
| 07/12/2012 | <u>410</u> | <i>Change of Address</i> (Carman, Lynn) (Entered: 07/12/2012) |
| 07/12/2012 | <u>412</u> | NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents RE: Miscellaneous Document <u>410</u> . The following error(s) was found: Incorrect event selected. The correct event is: Notice of change of attorney information. 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. (ak) (Entered: 07/25/2012) |
| 07/23/2012 | <u>411</u> | NOTICE of Change of Attorney Information for attorney Sara Ugaz counsel for Intervenor Parties California Association for Health Services at Home, California Medical Transportation Association, Inc., Intervenor Plaintiffs California Association of Medical Product Suppliers, California Hospital Association, Respondent California Department of Health Care Services. SARA UGAZ will no longer receive service of documents from the Clerks Office for the reason indicated in the G-06 Notice. Filed by Defendant SARA UGAZ (Ugaz, Sara) (Entered: 07/23/2012) |
| 11/05/2013 | <u>413</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 |

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| | | action with respect to the above-referenced petition for writ of certiorari. Court Reporter: Not Present. (gk) (Entered: 11/06/2013) |
| 05/28/2014 | <u>414</u> | ORDER from 9th CCA filed re: Notice of Appeal to 9th Circuit Court of Appeals, <u>180</u> filed by Mark Beckwith, Gray Panthers of San Francisco, Tran Pharmacy, Inc., Gray Panthers of Sacramento, Independent Living Center of Southern California, Margaret Dowling, Jason Young, Sharon Steen, Gerald Shapiro, Notice of Appeal to 9th Circuit Court of Appeals <u>127</u> filed by Sandra Shewry, Notice of Appeal to 9th Circuit Court of Appeals <u>243</u> filed by Sandra Shewry, CCA # 08-56422, 08-56554 and 08-57016. Pursuant to the parties joint request for dismissal, these appeals are voluntarily dismissed. Fed. R. App. P. 42(b). The parties shall bear their own costs and fees on appeal. A copy of this order shall serve as and for the mandate of this court. Order received in this district on 5/28/14. (mat) (Entered: 05/30/2014) |
| 05/30/2014 | 415 | Notice of Electronic Filing re USCA Order <u>414</u> e-mailed to Stacy Canana bounced due to invalid/rejected email. The primary e-mail address associated with the attorney record has been deleted. 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. (cbr) TEXT ONLY ENTRY (Entered: 05/30/2014) |
| 05/30/2014 | 416 | Notice of Electronic Filing re USCA Order <u>414</u> e-mailed to Attorney Byron J Gross at gross@healthlaw.org bounced due to invalid email. Primary e-mail address corrected. Notice of Electronic Filing resent addressed to byronjgross@gmail.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. (ir) TEXT ONLY ENTRY (Entered: 05/30/2014) |
| 08/19/2014 | <u>417</u> | NOTICE OF MOTION AND Joint MOTION for Settlement Approval of Approval of Settlement Agreement filed by Plaintiffs and Intervenors Acacia Adult Day Services, Mark Beckwith, California Association of Medical Product Suppliers, California Hospital Association, Margaret Dowling, Gray Panthers of Sacramento, Gray Panthers of San Francisco, Grossmont Hospital Corporation, Independent Living Center of Southern California, David Maxwell-Jolly, Theodore M Mazer, Ronald B Mead, Sacramento Family Medical Clinics, Inc., Gerald Shapiro, Sharp Chula Vista Medical Center, Sharp Coronado Hospital and Healthcare Center, Sharp Memorial Hospital, Sharon Steen, Tran Pharmacy, Inc.. Motion set for hearing on 9/22/2014 at 10:00 AM before Judge Christina A. Snyder. (Attachments: # <u>1</u> Memorandum Memorandum of Points and Authorities, # <u>2</u> Declaration Declaration of Craig J. Cannizzo in Support of Joint Motion for Approval of Settlement Agreement, # <u>3</u> Proposed Order Proposed Order Granting Joint Motion for Approval of Settlement Agreement)(Cannizzo, Craig) (Entered: 08/19/2014) |
| 08/28/2014 | <u>418</u> | Notice of Appearance or Withdrawal of Counsel: for attorney Susan Marie Carson counsel for Respondent David Maxwell-Jolly. Adding Susan M. Carson as attorney as counsel of record for Toby Douglas for the reason indicated in the G-123 Notice. Filed by Defendant Toby Douglas, Director of the Department of Health Care Services, State of California. (Attorney Susan Marie Carson added to party David Maxwell-Jolly(pty:res))(Carson, Susan) (Entered: 08/28/2014) |
| 09/22/2014 | <u>419</u> | MINUTES OF MOTION FOR APPROVAL OF SETTLEMENT AGREEMENT <u>417</u> Hearing held before Judge Christina A. Snyder. The Court confers with counsel. The Court grants the above-referenced motion. The Court will issue the Proposed Order Granting Joint Motion for Approval of Settlement Agreement forthwith. Court Reporter: Laura Elias. (lom) (Entered: 09/25/2014) |
| 09/22/2014 | <u>420</u> | ORDER GRANTING JOINT MOTION FOR APPROVAL OF SETTLEMENT AGREEMENT <u>417</u> by Judge Christina A. Snyder. (lom) (Entered: 09/25/2014) |
| 03/31/2015 | <u>421</u> | NOTICE filed by Plaintiffs Acacia Adult Day Services, Mark Beckwith, California Association of Medical Product Suppliers, California Hospital Association, Margaret Dowling, Gray Panthers of Sacramento, Gray Panthers of San Francisco, Grossmont Hospital Corporation, Independent Living Center of Southern California, Theodore M Mazer, Ronald B Mead, Sacramento Family Medical Clinics, Inc., Gerald Shapiro, Sharp Chula Vista Medical Center, Sharp Coronado Hospital and Healthcare Center, Sharp Memorial Hospital, Sharon Steen, Tran Pharmacy, Inc.. <i>re Settlement Effective</i> |

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| | | <i>Date</i> (Cannizzo, Craig) (Entered: 03/31/2015) |
| 03/31/2015 | <u>422</u> | NOTICE of Petitioners/Plaintiffs of Intent to File Motion for Attorneys' Fees filed by Petitioners/Plaintiffs Mark Beckwith, Margaret Dowling, Gray Panthers of Sacramento, Gray Panthers of San Francisco, Independent Living Center of Southern California, Gerald Shapiro, Sharon Steen, Tran Pharmacy, Inc., Jason Young. (Friedman, Stanley) (Entered: 03/31/2015) |
| 04/21/2015 | <u>423</u> | STIPULATION for Hearing re Motions for Attorneys Fees filed by Intervenor Acacia Adult Day Services, California Association of Medical Product Suppliers, California Hospital Association, Grossmont Hospital Corporation, Theodore M Mazer, Ronald B Mead, Sacramento Family Medical Clinics, Inc., Sharp Chula Vista Medical Center, Sharp Coronado Hospital and Healthcare Center, Sharp Memorial Hospital. (Attachments: # <u>1</u> Proposed Order)(Cannizzo, Craig) (Entered: 04/21/2015) |
| 04/21/2015 | <u>424</u> | Joint EX PARTE APPLICATION to Dismiss Case filed by Petitioners Mark Beckwith, Margaret Dowling, Gray Panthers of Sacramento, Gray Panthers of San Francisco, Independent Living Center of Southern California, Gerald Shapiro, Sharon Steen, Tran Pharmacy, Inc., Jason Young. (Attachments: # <u>1</u> Memorandum, # <u>2</u> Declaration, # <u>3</u> Proposed Order)(Friedman, Stanley) (Entered: 04/21/2015) |
| 04/22/2015 | <u>425</u> | NOTICE OF MOTION AND Joint MOTION to Dismiss Case filed by Intervenor Acacia Adult Day Services, California Association of Medical Product Suppliers, California Hospital Association, Grossmont Hospital Corporation, Theodore M Mazer, Ronald B Mead, Sacramento Family Medical Clinics, Inc., Sharp Chula Vista Medical Center, Sharp Coronado Hospital and Healthcare Center, Sharp Memorial Hospital. (Attachments: # <u>1</u> Memorandum of Points and Authorities iso Application for Voluntary Dismissal, # <u>2</u> Declaration of Craig J. Cannizzo iso Application for Voluntary Dismissal, # <u>3</u> Proposed Order Dismissing Action)(Cannizzo, Craig) (Entered: 04/22/2015) |
| 04/22/2015 | <u>426</u> | NOTICE OF MOTION AND MOTION for Attorney Fees filed by Petitioners Mark Beckwith, Margaret Dowling, Gray Panthers of Sacramento, Gray Panthers of San Francisco, Independent Living Center of Southern California, Gerald Shapiro, Sharon Steen, Tran Pharmacy, Inc., Jason Young. Motion set for hearing on 6/8/2015 at 10:00 AM before Judge Christina A. Snyder. (Attachments: # <u>1</u> Memorandum of Points and Authorities in Support of Attorney Friedmans Motion for an Award of Attorneys Fees and Costs as the Prevailing Party, # <u>2</u> Declaration Stanley L. Friedman, Rafael Bernardino, Jr., Ashton R. Watkins and Kevin Gerry, # <u>3</u> Exhibit Volume 1 of 5 (Exhibits 1 – 30), # <u>4</u> Exhibit Volume 2 of 5 (Exhibits 31 – 80), # <u>5</u> Exhibit Volume 3 (Exhibits 81 – 105), # <u>6</u> Exhibit Volume 4 of 5 (Exhibits 106 – 112), # <u>7</u> Exhibit Volume 5 of 5 (Exhibits 113 – 120), # <u>8</u> Proposed Order, # <u>9</u> Certificate of Service)(Friedman, Stanley) (Entered: 04/22/2015) |
| 04/23/2015 | <u>427</u> | NOTICE OF MOTION AND MOTION for Attorney Fees Pursuant to C.C.P Section 1021.5 filed by Intervenor California Hospital Association. Motion set for hearing on 6/8/2015 at 10:00 AM before Judge Christina A. Snyder. (Attachments: # <u>1</u> Declaration of Lloyd A. Bookman in Support of Motions for Attorneys' Fees, # <u>2</u> Declaration of Richard M. Pearl in Support of Motions for Attorneys' Fees, # <u>3</u> Declaration of Henry W. Zaretsky in Support of Motions for Attorneys' Fees, # <u>4</u> Proposed Order re Intervenor's Motion for Attorneys' Fees)(Keville, Jordan) (Entered: 04/23/2015) |
| 04/23/2015 | <u>428</u> | NOTICE OF MOTION AND MOTION for Attorney Fees on <i>Common Benefit Doctrine</i> filed by Plaintiffs Plaintiffs and Intervenor. Motion set for hearing on 6/8/2015 at 10:00 AM before Judge Christina A. Snyder. (Attachments: # <u>1</u> Declaration of Lloyd A. Bookman, # <u>2</u> Declaration of Richard M. Pearl, # <u>3</u> Declaration of Henry W. Zaretsky, # <u>4</u> Declaration of C. Duane Dauner, # <u>5</u> Declaration of Geoffrey Miller, # <u>6</u> Proposed Order)(Attorney Jordan Brian Keville added to party Plaintiffs and Intervenor(pty:pla))(Keville, Jordan) (Entered: 04/23/2015) |
| 04/23/2015 | <u>429</u> | NOTICE OF MOTION AND Second MOTION for Attorney Fees filed by PETITIONERS Mark Beckwith, Margaret Dowling, Gray Panthers of Sacramento, Gray Panthers of San Francisco, Independent Living Center of Southern California, Gerald Shapiro, Sharon Steen, Tran Pharmacy, Inc.. Motion set for hearing on 6/8/2015 at 10:00 AM before Judge Christina A. Snyder. (Attachments: # <u>1</u> |

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| | | Declaration, # <u>2</u> Exhibit A, # <u>3</u> Exhibit B, # <u>4</u> Exhibit C, # <u>5</u> Exhibit D)(Carman, Lynn) (Entered: 04/23/2015) |
| 04/23/2015 | <u>430</u> | MEMORANDUM in Support <i>MOTION FOR ATTORNEYS FEES</i> filed by Petitioners Mark Beckwith, Margaret Dowling, Gray Panthers of Sacramento, Gray Panthers of San Francisco, Independent Living Center of Southern California, Gerald Shapiro, Sharon Steen, Tran Pharmacy, Inc.. (Attachments: # <u>1</u> Declaration)(Carman, Lynn) (Entered: 04/23/2015) |
| 04/23/2015 | <u>439</u> | ORDER REGARDING BRIEFING SCHEDULE FOR MOTIONS FOR ATTORNEYS FEES by Judge Christina A. Snyder: Upon Stipulation <u>423</u> , the Court hereby orders the following briefing schedule: Filing date for Plaintiffs' Attorneys' Fee motions <u>426</u> , <u>427</u> , <u>428</u> , <u>429</u> 4/23/2015. Due Date for Defendant's Oppositions to Attorneys' Fee motions 5/13/2015. Due Date for Plaintiffs' Reply Briefs 5/26/2015. Hearing Date on 6/8/2015 at 10:00 AM. (gk) (Entered: 04/24/2015) |
| 04/23/2015 | <u>440</u> | ORDER ON PETITIONERS' EX PARTE APPLICATION FOR DISMISSAL OF ACTION by Judge Christina A. Snyder: Upon Petitioner's Ex Parte Application <u>424</u> , IT IS HEREBY ORDERED that, pursuant to Federal Rule of Civil Procedure 41(a)(2), Case No. CV 08-3315 is hereby dismissed with prejudice, each party to bear its own costs in accordance with Part III.A.3 of the Settlement Agreement of the parties on file herein, with the Court retaining jurisdiction, pursuant to Parts III.A.3 and III.D.17 of the Settlement Agreement, to entertain any application for attorneys' fees as described in Part III.C. of the Settlement Agreement, and for purposes of enforcement of the Settlement Agreement by any parties in the within action, up to and including 1/1/2016. (gk) (Entered: 04/24/2015) |
| 04/23/2015 | <u>441</u> | ORDER ONPETITIONERS AND INTERVENORSEX PARTE APPLICATION FORDISMISSAL OF ACTIONR by Judge Christina A. Snyder, IT IS HEREBY ORDERED that, pursuant to Federal Rule of Civil Procedure 41(a)(2), Case No. 2:08-cv-03315 is hereby dismissed with prejudice, each party to bear its own costs in accordance with Part III.A.3 of the Settlement Agreement of the parties on file herein, with the Court retaining jurisdiction, pursuant to Parts III.A.3 and III.D.17 of the Settlement Agreement, to entertain any application for attorneys fees as described in Part III.C. of the Settlement Agreement, and forpurposes of enforcement of the Settlement Agreement by any parties in the withinaction, up to and including January 1, 2016. (ab) (Entered: 04/24/2015) |
| 04/24/2015 | <u>431</u> | DECLARATION of LYNN S. CARMAN IN SUPPORT OF MOTION Second MOTION for Attorney Fees <u>429</u> filed by Petitioners Margaret Dowling, Gray Panthers of Sacramento, Gray Panthers of San Francisco, Gerald Shapiro, Tran Pharmacy, Inc., Intervenor Plaintiff Grossmont Hospital Corporation. (Carman, Lynn) (Entered: 04/24/2015) |
| 04/24/2015 | <u>432</u> | EXHIBIT EXH IBIT A to Second MOTION for Attorney Fees <u>429</u> <i>exhibita TO CARMAN DECLARATION</i> filed by Petitioners Mark Beckwith, Margaret Dowling, Gray Panthers of Sacramento, Gray Panthers of San Francisco, Independent Living Center of Southern California, Sharon Steen, Tran Pharmacy, Inc.. (Carman, Lynn) (Entered: 04/24/2015) |
| 04/24/2015 | <u>433</u> | EXHIBIT B-1 to Second MOTION for Attorney Fees <u>429</u> filed by Petitioner Gerald Shapiro. (Carman, Lynn) (Entered: 04/24/2015) |
| 04/24/2015 | <u>434</u> | EXHIBIT EXHIBIT B-2 to CARMAN DECLARATION to Second MOTION for Attorney Fees <u>429</u> filed by Petitioners Mark Beckwith, Margaret Dowling, Gray Panthers of Sacramento, Gray Panthers of San Francisco, Independent Living Center of Southern California, Gerald Shapiro, Sharon Steen. (Carman, Lynn) (Entered: 04/24/2015) |
| 04/24/2015 | <u>435</u> | Amendment to Second MOTION for Attorney Fees <u>429</u> <i>FURTHER PART OF EXHIBIT B TO CARMAN DECLARATION</i> filed by Petitioners Mark Beckwith, Margaret Dowling, Gray Panthers of Sacramento, Gray Panthers of San Francisco, Gerald Shapiro, Sharon Steen, Tran Pharmacy, Inc.. (Carman, Lynn) (Entered: 04/24/2015) |
| 04/24/2015 | <u>436</u> | Amendment to Second MOTION for Attorney Fees <u>429</u> <i>FURTHER PART OF EXHIBIT B to CARMAN DECLARATION</i> filed by Petitioners Mark Beckwith, |

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| | | Margaret Dowling, Gray Panthers of Sacramento, Gray Panthers of San Francisco, Independent Living Center of Southern California, Gerald Shapiro, Sharon Steen, Tran Pharmacy, Inc.. (Carman, Lynn) (Entered: 04/24/2015) |
| 04/24/2015 | <u>437</u> | Amendment to Second MOTION for Attorney Fees <u>429</u> <i>FUTHER PART OF EXHIBIT B to CARMAN DECLARATION</i> filed by Intervenor Plaintiff Acacia Adult Day Services, Petitioners Margaret Dowling, Gray Panthers of Sacramento, Gray Panthers of San Francisco, Gerald Shapiro, Sharon Steen, Tran Pharmacy, Inc.. (Carman, Lynn) (Entered: 04/24/2015) |
| 04/24/2015 | <u>438</u> | Amendment to Second MOTION for Attorney Fees <u>429</u> (<i>Proposed</i>) <i>ORDER FOR ATTORNEYS FEES TO LYNN S. CARMAN AND TO MORRISON & FOERSTER, LLP</i> filed by Petitioners Margaret Dowling, Gray Panthers of Sacramento, Gray Panthers of San Francisco, Independent Living Center of Southern California, Gerald Shapiro, Sharon Steen, Tran Pharmacy, Inc.. (Carman, Lynn) (Entered: 04/24/2015) |
| 04/27/2015 | <u>442</u> | NOTICE OF ERRATA AND CORRECTION OF ERRATA filed by PETITIONERS Margaret Dowling, Gray Panthers of Sacramento, Gray Panthers of San Francisco, Independent Living Center of Southern California, Gerald Shapiro, Sharon Steen, Tran Pharmacy, Inc.. (Attachments: # <u>1</u> Exhibit 1)(Carman, Lynn) (Entered: 04/27/2015) |
| 04/27/2015 | <u>443</u> | NOTICE NOTICE OF ERRATA AND CORRECTION OF ERRATA filed by PETITIONERS Margaret Dowling, Gray Panthers of Sacramento, Gray Panthers of San Francisco, Gerald Shapiro, Sharon Steen, Tran Pharmacy, Inc.. (Attachments: # <u>1</u> Exhibit 1)(Carman, Lynn) (Entered: 04/27/2015) |
| 04/28/2015 | <u>444</u> | NOTICE OF ERRATA filed by Intervenor Plaintiff California Hospital Association. correcting MOTION for Attorney Fees <i>Pursuant to C.C.P Section 1021.5</i> <u>427</u> (Bookman, Lloyd) (Entered: 04/28/2015) |
| 04/28/2015 | <u>445</u> | NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents RE: Petitioners' Memorandum in Support of Attorneys' Fees filed 4/23/2015 <u>430</u> . The following error(s) was found: Case number is incorrect or missing. Local Rule 11-8 Memorandum/brief exceeding 10 pages shall contain table of contents. 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: 04/29/2015) |
| 04/29/2015 | <u>446</u> | NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents RE: Exhibits re Motion for Attorneys' Fees filed 4/24/2015 <u>433</u> , <u>434</u> , <u>435</u> , <u>436</u> , <u>437</u> . The following error(s) was found: Case number is incorrect or missing. 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: 04/29/2015) |
| 04/29/2015 | <u>447</u> | NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents RE: Proposed Order Granting Attorneys' Fees to Lynn S. Carman and to Morrison & Foerster, LLP filed 4/24/2015 <u>438</u> . The following error(s) was found: Case number is incorrect or missing. This document tendered for the judge's approval should have been submitted as a separate PDF attachment to 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. (gk) (Entered: 04/29/2015) |
| 04/29/2015 | <u>448</u> | ORDER by Judge Christina A. Snyder, Having read and considered the Stipulation of the Parties Regarding Briefing Schedule for Motions for Attorneys Fees, the Court hereby orders the following briefing schedule: April 23, 2015 Filing date for Plaintiffs Attorneys Fee motions. May 13, 2015 Due Date for Defendants Oppositions to Attorneys Fee motions. May 25, 2015 Due Date for Plaintiffs Reply Briefs. June 8, 2015 at 11:00 am Hearing Date. (pj) (Entered: 04/30/2015) |
| 04/30/2015 | <u>449</u> | NOTICE OF CLERICAL ERROR: Due to clerical error Re: Order, <u>448</u> . The Order pertains to CV09-00382-CAS(MANx) - Stipulation for Extension of Time to File Opposition Memorandum and Reply Memorandum In Regard to Motions for |

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| | | Attorneys Fees, filed 04/22/15 <u>99</u> . (pj) (Entered: 04/30/2015) |
| 04/30/2015 | <u>450</u> | NOTICE OF ERRATA CONCERNING DEDCLARATION OF LYNN S. CARMAN filed by PETITIONERS Mark Beckwith, Margaret Dowling, Gray Panthers of Sacramento, Gray Panthers of San Francisco, Independent Living Center of Southern California, Gerald Shapiro, Sharon Steen, Tran Pharmacy, Inc.. <i>FOR JUNE 8, 2015 HEARING</i> (Carman, Lynn) (Entered: 04/30/2015) |
| 04/30/2015 | <u>451</u> | Amendment to Second MOTION for Attorney Fees <u>429</u> <i>CORRECTED DECLARATION OF LYNN S. CARMAN</i> filed by Petitioners Mark Beckwith, Margaret Dowling, Gray Panthers of Sacramento, Gray Panthers of San Francisco, Independent Living Center of Southern California, Gerald Shapiro, Sharon Steen, Tran Pharmacy, Inc.. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit CURRICULUM VITAE OF LYNN S. CARMAN, # <u>3</u> Exhibit B, # <u>4</u> Exhibit PAGES 1 – 9 OF CARMAN TIME SHEET, # <u>5</u> Exhibit PAGES 10 – 18 OF CARMAN TIME SHEET, # <u>6</u> Exhibit PAGES 19 – 26 OF CARMAN TIME SHEET, # <u>7</u> Exhibit PAGES 27 – 37 OF CARMAN TIME SHEET, # <u>8</u> Exhibit PAGES 38 – 44 OF CARMAN TIME SHEET)(Carman, Lynn) (Entered: 04/30/2015) |
| 05/03/2015 | <u>452</u> | NOTICE OF ERRATA IN DOCKETS 429, 430, 438 filed by PETITIONERS Mark Beckwith, Margaret Dowling, Gray Panthers of Sacramento, Gray Panthers of San Francisco, Independent Living Center of Southern California, Gerald Shapiro, Sharon Steen, Tran Pharmacy, Inc.. <i>CORRECTING CASE NUMBER, AMOUNT OF FEES REQUESTED, AND CASE CITATIONS</i> (Carman, Lynn) (Entered: 05/03/2015) |
| 05/07/2015 | <u>453</u> | NOTICE OF LODGING filed <i>DOCUMENTATION SHOWING DELIVERY OF NOTICE EXPLAINING SETTLEMENT TERMS TO MEMBERS OF INTERVENOR CHA</i> re Notice (Other),, <u>421</u> (Attachments: # <u>1</u> Exhibit, # <u>2</u> Exhibit, # <u>3</u> Exhibit)(Bookman, Lloyd) (Entered: 05/07/2015) |
| 05/13/2015 | <u>454</u> | EX PARTE APPLICATION to Continue Hearing from June 8, 2015 to June 15, 2015 Re: MOTION for Attorney Fees <i>on Common Benefit Doctrine</i> <u>428</u> filed by Intervenor California Hospital Association. (Attachments: # <u>1</u> Memorandum of Points and Authorities in Support of Ex Parte Application to Continue Hearing Date, # <u>2</u> Declaration of Jordan B. Keville, # <u>3</u> Proposed Order re Ex Parte Application to Continue Hearing Date)(Keville, Jordan) (Entered: 05/13/2015) |
| 05/13/2015 | <u>455</u> | EX PARTE APPLICATION to Continue from June 8, 2015 to June 15, 2015 Re: EX PARTE APPLICATION to Continue Hearing from June 8, 2015 to June 15, 2015 Re: MOTION for Attorney Fees <i>on Common Benefit Doctrine</i> <u>428</u> <u>454</u> filed by Objector Santa Rosa Memorial Hospital.(Attorney Thomas J Weiss added to party Santa Rosa Memorial Hospital(pty:obj))(Weiss, Thomas) (Entered: 05/13/2015) |
| 05/13/2015 | <u>456</u> | OPPOSITION Opposition re: MOTION for Attorney Fees <i>Pursuant to C.C.P Section 1021.5</i> <u>427</u> , MOTION for Attorney Fees <i>on Common Benefit Doctrine</i> <u>428</u> , MOTION for Attorney Fees <u>426</u> , Second MOTION for Attorney Fees <u>429</u> filed by Respondent David Maxwell–Jolly. (Carson, Susan) (Entered: 05/13/2015) |
| 05/14/2015 | <u>457</u> | NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents RE: EX PARTE APPLICATION to Continue from June 8, 2015 to June 15, 2015 Re: EX PARTE APPLICATION to Continue Hearing from June 8, 2015 to June 15, 2015 Re: MOTION for Attorney Fees <i>on Common Benefit Doctrine</i> <u>428</u> <u>454</u> <u>455</u> . The following error(s) was found: Incorrect event selected. The correct event is: Declaration (Motion related). 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. (kss) (Entered: 05/14/2015) |
| 05/14/2015 | <u>458</u> | PETITIONERS OPPOSITION re: EX PARTE APPLICATION to Continue Hearing from June 8, 2015 to June 15, 2015 Re: MOTION for Attorney Fees <i>on Common Benefit Doctrine</i> <u>428</u> <u>454</u> filed by Petitioners Mark Beckwith, Margaret Dowling, Gray Panthers of Sacramento, Gray Panthers of San Francisco, Independent Living Center of Southern California, Gerald Shapiro, Sharon Steen, Tran Pharmacy, Inc.. (Carman, Lynn) (Entered: 05/14/2015) |
| 05/18/2015 | <u>459</u> | MINUTES by Judge Christina A. Snyder: The Court grants the Ex Parte Applications to Continue Motions Hearing <u>454</u> , <u>455</u> , continues the hearing on the motions for |

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| | | attorneys' fees 426 , 427 , 428 and 429 to 6/15/2015 at 10:00 AM. Court Reporter: Not Present. (gk) (Entered: 05/19/2015) |
| 05/22/2015 | 460 | EX PARTE APPLICATION to Continue Hearing on Motion for Attorneys' Fees on Common Benefit Doctrine from June 15, 2015 to not less than 7 days from June 15, 2008 but before July 4, 2015 Re: Order on Ex Parte Application to Continue,,, 459 filed by Intervenor California Hospital Association. (Attachments: # 1 Memorandum of Points and Authorities in Support of Ex Parte Application for Continuance, # 2 Declaration of Jordan B. Keville in Support of Ex Parte Application for Continuance, # 3 Proposed Order)(Keville, Jordan) (Entered: 05/22/2015) |
| 05/22/2015 | 461 | ORDER ON INTERVENOR CALIFORNIA HOSPITAL ASSOCIATIONS EX PARTE APPLICATION FOR CONTINUANCE OF HEARING DATE ON MOTION FOR ATTORNEYS FEES ON COMMON BENEFIT DOCTRINE by Judge Christina A. Snyder: IT IS HEREBY ORDERED that Intervenor CHAs Ex Parte Application is GRANTED 460 . The Court continues the hearing on all the Motions for Attorneys Fees 426 , 427 , 428 and 429 from June 15, 2015 to July 6, 2015 at 10:00 A.M. (pj) (Entered: 05/22/2015) |
| 06/10/2015 | 462 | REPLY in support of MOTION for Attorney Fees 426 for Attorney Stanley L. Friedman, Law Offices of Stanley L. Friedman, filed by Petitioners Mark Beckwith, Margaret Dowling, Gray Panthers of Sacramento, Gray Panthers of San Francisco, Independent Living Center of Southern California, Gerald Shapiro, Sharon Steen, Tran Pharmacy, Inc.. (Attachments: # 1 Request for Judicial Notice in Support of Motion for an Award of Attorneys Fees and Costs)(Friedman, Stanley) (Entered: 06/10/2015) |
| 06/15/2015 | 463 | OPPOSITION to MOTION for Attorney Fees on Common Benefit Doctrine 428 filed by Objector Santa Rosa Memorial Hospital. (Weiss, Thomas) (Entered: 06/15/2015) |
| 06/15/2015 | 464 | DECLARATION of Dean L. Johnson in support of opposition to application for "common benefit" attorney fee recovery MOTION for Attorney Fees on Common Benefit Doctrine 428 filed by Objector Santa Rosa Memorial Hospital. (Weiss, Thomas) (Entered: 06/15/2015) |
| 06/15/2015 | 465 | DECLARATION of Thomas J. Weiss in support of opposition to application for "common benefit" attorney fee recovery MOTION for Attorney Fees on Common Benefit Doctrine 428 filed by Objector Santa Rosa Memorial Hospital. (Attachments: # 1 Exhibit, # 2 Exhibit, # 3 Exhibit)(Weiss, Thomas) (Entered: 06/15/2015) |
| 06/19/2015 | 466 | REPLY IN SUPPORT OF MOTIONS FOR SEC. 1021.5 ATTORNEYS FEES filed by Petitioners Mark Beckwith, Margaret Dowling, Gray Panthers of Sacramento, Gray Panthers of San Francisco, Independent Living Center of Southern California, Gerald Shapiro, Sharon Steen, Tran Pharmacy, Inc.. (Attachments: # 1 Exhibit REQUEST FOR JUDICIAL NOTICE, # 2 Exhibit EXHIBIT A: SETTLEMENT AGREEMENT, # 3 Exhibit EXHIBIT B: CMS DISAPPROVES AB 5, # 4 Exhibit EXHIBIT C: DHCS WAIVES RECOUPMENT)(Carman, Lynn) (Entered: 06/19/2015) |
| 06/21/2015 | 467 | DECLARATION of LYNN S. CARMAN MOTION FOR ATTORNEYS' FEES Second MOTION for Attorney Fees 429 filed by Petitioners Mark Beckwith, Margaret Dowling, Gray Panthers of Sacramento, Gray Panthers of San Francisco, Independent Living Center of Southern California, Gerald Shapiro, Tran Pharmacy, Inc.. (Carman, Lynn) (Entered: 06/21/2015) |
| 06/22/2015 | 468 | REPLY IN SUPPORT OF MOTION for Attorney Fees Pursuant to C.C.P Section 1021.5 427 filed by Intervenor Plaintiff California Hospital Association. (Keville, Jordan) (Entered: 06/22/2015) |
| 06/22/2015 | 469 | REPLY IN SUPPORT OF MOTION for Attorney Fees on Common Benefit Doctrine 428 filed by Intervenor Plaintiff California Hospital Association. (Attachments: # 1 Declaration [Supplemental] of Lloyd A. Bookman in Support of Motions for Attorneys' Fees, # 2 Declaration [Supplemental] of Henry W. Zaretsky in Support of Motions for Attorneys' Fees, # 3 Declaration of Lois Suder in Support of Motion for Attorneys' Fees, # 4 Declaration of Sue Ann Jaffarian in Support of Motion for Attorneys' Fees)(Keville, Jordan) (Entered: 06/22/2015) |
| 06/23/2015 | 470 | EX PARTE APPLICATION to Strike the Declaration of Lynn S. Carman filed on June 21, 2015 Declaration (Motion related), 467 filed by Petitioners Mark Beckwith, |

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| | | Margaret Dowling, Gray Panthers of Sacramento, Gray Panthers of San Francisco, Independent Living Center of Southern California, Gerald Shapiro, Sharon Steen, Tran Pharmacy, Inc.. (Attachments: # <u>1</u> Declaration of Stanley L. Friedman in Support of ex Parte Application to Strike Declaration, # <u>2</u> Evidentiary Objections to the Declaration of Lynn S. Carman, # <u>3</u> Proposed Order) (Friedman, Stanley) (Entered: 06/23/2015) |
| 06/24/2015 | <u>471</u> | OPPOSITION to EX PARTE APPLICATION to Strike the Declaration of Lynn S. Carman filed on June 21, 2015 Declaration (Motion related), <u>467</u> <u>470</u> filed by Petitioners Mark Beckwith, Margaret Dowling, Gray Panthers of Sacramento, Gray Panthers of San Francisco, Independent Living Center of Southern California, Gerald Shapiro, Sharon Steen, Tran Pharmacy, Inc.. (Carman, Lynn) (Entered: 06/24/2015) |
| 06/25/2015 | <u>472</u> | NOTICE OF ERRATA RE DOCKET NOS. 427 AND 468 RE ELECTRONIC FILER(S) OF BRIEF filed by Intervenor Acacia Adult Day Services, Theodore M Mazer, Ronald B Mead, Sacramento Family Medical Clinics, Inc.. (Keville, Jordan) (Entered: 06/25/2015) |
| 07/05/2015 | <u>473</u> | OPPOSITION to EX PARTE APPLICATION to Strike the Declaration of Lynn S. Carman filed on June 21, 2015 Declaration (Motion related), <u>467</u> <u>470</u> <i>FURTHER OPPOSITION OF LYNN S. CARMAN TO EX PARTE MOTION TO STRIKE CARMAN DECLARATION AND NOTICE THAT ATTORNEY CARMAN WILL REQUEST CONSIDERATION OF COMPILATIONS OF THE RECORD AY JULY 6, 2015 HEARING</i> filed by Petitioners Mark Beckwith, Margaret Dowling, Gray Panthers of Sacramento, Gray Panthers of San Francisco, Independent Living Center of Southern California, Gerald Shapiro, Sharon Steen, Tran Pharmacy, Inc.. (Attachments: # <u>1</u> Exhibit PART A, # <u>2</u> Exhibit TABS 1 – 4, # <u>3</u> Exhibit TABS 5 – 8, # <u>4</u> Exhibit PART B, # <u>5</u> Exhibit TABS 1 – 4, # <u>6</u> Exhibit TABS 5 – 8, # <u>7</u> Declaration TABS 9 – 12)(Carman, Lynn) (Entered: 07/05/2015) |
| 07/06/2015 | <u>474</u> | TRANSCRIPT ORDER as to intervenors California Hospital Association Court Reporter. Court will contact Gail Reese at greese@health-law.com with any questions regarding this order. Transcript portion requested: Other: 7/6/15 by Laura Elias. Transcript preparation will not begin until payment has been satisfied with the court reporter/recorder. (Bookman, Lloyd) (Entered: 07/06/2015) |
| 07/06/2015 | <u>475</u> | TRANSCRIPT ORDER re: Motion for Attorney Fees,, <u>428</u> , as to objector Santa Rosa Memorial Hospital Court Reporter. Court will contact Karen Genova at kgenova@weisslawla.com with any questions regarding this order. Transcript portion requested: Other: Motion for Attorney Fees. Transcript preparation will not begin until payment has been satisfied with the court reporter/recorder. (Weiss, Thomas) (Entered: 07/06/2015) |
| 07/06/2015 | <u>476</u> | MINUTES OF Motion Hearing held before Judge Christina A. Snyder RE: Petitioners' and Intervenor's Motions for Attorneys' Fees Pursuant to California Code of Civil Procedure Section 1021.5 <u>426</u> , <u>427</u> , <u>429</u> . The Court concludes that California Code of Civil Procedure section 1021.5 cannot support an award of attorneys' fees in this case. Because the motions described above cite no other basis for awarding fees, those motions are DENIED. Court Reporter: Laura Elias. (gk) (Entered: 07/09/2015) |
| 07/06/2015 | <u>477</u> | MINUTES OF Motion Hearing held before Judge Christina A. Snyder RE: Plaintiffs and Intervenor's Motion for Award of Attorneys' Fees on Common Benefit Doctrine <u>428</u> . The Court confers with counsel and counsel argue. The Court takes the above-referenced motion under submission. The Court orders the parties to mediation, as stated in Court and on the record. Court Reporter: Laura Elias. (gk) (Entered: 07/09/2015) |
| 07/24/2015 | <u>478</u> | NOTICE OF APPEAL to the 9th CCA filed by Petitioners Mark Beckwith, Margaret Dowling, Gray Panthers of Sacramento, Gray Panthers of San Francisco, Independent Living Center of Southern California, Gerald Shapiro, Sharon Steen, Tran Pharmacy, Inc.. Appeal of Order on Motion for Order,,,, <u>360</u> , Motion Hearing,, Order on Motion for Attorney Fees,,,, <u>476</u> (Appeal fee of \$505 receipt number 0973-16148484 paid.) (Friedman, Stanley) (Entered: 07/24/2015) |
| 07/24/2015 | <u>479</u> | Civil Appeals Docketing Statement received from forwarded to 9th CCA. RE: Notice of Appeal to 9th Circuit Court of Appeals, <u>478</u> (Friedman, Stanley) (Entered: 07/24/2015) |

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| 07/27/2015 | <u>483</u> | NOTIFICATION by Circuit Court of Appellate Docket Number 15-56142, 9th CCA regarding Notice of Appeal to 9th Circuit Court of Appeals, <u>478</u> as to Petitioners Mark Beckwith, Margaret Dowling, Gray Panthers of Sacramento, Gray Panthers of San Francisco, Independent Living Center of Southern California, Gerald Shapiro, Sharon Steen, Tran Pharmacy, Inc. (car) (Entered: 07/29/2015) |
| 07/28/2015 | <u>480</u> | NOTICE OF APPEAL to the 9th CCA filed by Intervenors Sacramento Family Medical Clinics, Inc., et al.. Appeal of Motion Hearing,, Order on Motion for Attorney Fees,,,,, <u>476</u> (Appeal fee FEE NOT PAID.) (Attachments: # <u>1</u> Representation Statement of Intervenors, # <u>2</u> Civil Appeals Docketing Statement of Intervenors)(Keville, Jordan) (Entered: 07/28/2015) |
| 07/28/2015 | <u>481</u> | REPRESENTATION STATEMENT re Notice of Appeal to 9th Circuit Court of Appeals, <u>478</u> . (Friedman, Stanley) (Entered: 07/28/2015) |
| 07/29/2015 | <u>482</u> | FILING FEE LETTER issued as to Appellant Intervenors Sacramento Family Medical Clinics, Inc., et al., re Notice of Appeal to 9th Circuit Court of Appeals, <u>480</u> (mat) (Entered: 07/29/2015) |
| 07/29/2015 | | APPEAL FEE PAID: re Notice of Appeal to 9th Circuit Court of Appeals, <u>480</u> as to Intevenors Sacramento Family Medical Clinics, et al.; Receipt Number: LA120981 in the amount of \$505. (rsm) (Entered: 07/29/2015) |
| 07/29/2015 | <u>484</u> | NOTIFICATION by Circuit Court of Appellate Docket Number 15-56154, 9th Circuit regarding Notice of Appeal to 9th Circuit Court of Appeals, <u>480</u> as to Appellants Sacramento Family Medical Clinics, Inc., et al.. (mat) (Entered: 07/30/2015) |
| 08/17/2015 | <u>485</u> | TRANSCRIPT ORDER re: Notice of Appeal to 9th Circuit Court of Appeals, <u>478</u> , 9th CCA Assigned Case Number Notice, <u>483</u> , as to Petitioners Mark Beckwith, Margaret Dowling, Gray Panthers of Sacramento, Gray Panthers of San Francisco, Independent Living Center of Southern California, Gerald Shapiro, Sharon Steen, Tran Pharmacy, Inc. Court Reporter. Court will contact Stanley L. Friedman at friedman@friedmanlaw.org with any questions regarding this order. Transcript portion requested: Other: Hearing of July 6, 2015 on Motion for Attorneys' Fees. Transcript preparation will not begin until payment has been satisfied with the court reporter/recorder. (Friedman, Stanley) (Entered: 08/17/2015) |
| 09/23/2015 | <u>486</u> | (IN CHAMBERS) ORDER REGARDING SETTLEMENT CONFERENCE by Magistrate Judge Jay C. Gandhi. IT IS ORDERED as follows: The parties and their lead trial counsel shall appear for a settlement conference on November 16, 2015 at 10:00 a.m., in Courtroom 6A of the Ronald Reagan Federal Building and U.S. Courthouse, 411 West Fourth Street, 6th Floor, Santa Ana, California 92701. The parties and their lead trial counsel shall keep their schedule clear for the remaining part of the day. No party or counsel shall be excused absent leave from the Judge or until the settlement conference is adjourned. On or before November 9, 2015, each party shall submit a confidential mediation statement (or email) directly to the chambers of the Court at judge_gandhi_mediation@cad.uscourts.gov. The Statements should not be filed with the Clerk of the Court, and they will not be made part of the case file. (kh) (Entered: 09/23/2015) |
| 11/16/2015 | <u>487</u> | MINUTES OF Settlement Conference held before Magistrate Judge Jay C. Gandhi: The matter came on for a Settlement Conference. The interested parties and their counsel were present. The Court privately caucused with the parties and their lead counsel. The motion for attorneys' fees was resolved and a settlement structure was placed on the record.Court Recorder: CS 11/16/2015. (kh) (Entered: 11/24/2015) |
| 12/15/2015 | <u>488</u> | TRANSCRIPT for proceedings held on July 6, 2015. Court Reporter/Electronic Court Recorder: Laura Elias, phone number 213-620-0890. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Electronic Court Recorder before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Notice of Intent to Redact due within 7 days of this date. Redaction Request due 1/5/2016. Redacted Transcript Deadline set for 1/15/2016. Release of Transcript Restriction set for 3/14/2016. (Elias, Laura) (Entered: 12/15/2015) |
| 12/15/2015 | 489 | NOTICE OF FILING TRANSCRIPT filed for proceedings July 6, 2015 re Transcript <u>488</u> THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY. (Elias, Laura) TEXT ONLY ENTRY (Entered: 12/15/2015) |