



## Angulo et al v. Providence Health & Services Washington et al

2024 | Cited 0 times | W.D. Washington | January 18, 2024

The Honorable James L. Robart

UNITED STATES DISTRICT COURT WESTERN DISTRICT OF WASHINGTON

AT SEATTLE CAROLINE ANGULO, a single person, ERIC KELLER, a single person, EBEN NESJE, a single person, KIRK SUMMERS, a single person, CHRISTINE BASH, individually and as a personal representative of the ESTATE OF STEVEN BASH, RAYMOND SUMERLIN JR. and MARYANN SUMERLIN, a married couple, and MARTIN WHITNEY and SHERRYL WHITNEY, a married couple,

Plaintiffs, v. PROVIDENCE HEALTH & SERVICES – WASHINGTON, a non-profit Washington corporation, also d/b/a PROVIDENCE ST. MARY MEDICAL CENTER; DR. JASON A. DREYER, D.O., and JANE DOE DREYER, husband and wife and the marital community thereof; DR. DANIEL ELSKENS, D.O., and JANE DOE ELSKENS, husband and wife and the marital community thereof; and JOHN/JANE DOES 1-10, and any martial communities thereof,

Defendants.

No. 2:22-cv-00915-JLR STIPULATED MOTION AND [PROPOSED] ORDER TO ESTABLISH BRIEFING SCHEDULE ON PLAINTIFFS' MOTION TO CERTIFY CLASS AND PROVIDENCE HEALTH & SERVICES – WASHINGTON'S CROSS-MOTION TO STRIKE CLASS ALLEGATIONS

NOTE ON MOTION CALENDAR: January 17, 2024

STIPULATED MOTION Currently pending are Plaintiffs' Motion to Certify Class (Dkt. 132, noted for consideration on January 19, 2024) and Providence Health & Services – Washington's Cross-

Motion to Strike Class Allegations and Opposition to Plaintiffs' Motion to Certify Class (Dkt. 136, with Providence's cross motion noted for consideration on February 9, 2024).

In accordance with LCR 7(k), the parties stipulate (subject to Court approval) to the following briefing schedule regarding the filing of Plaintiffs' Reply in support of their Motion to Certify Class, Plaintiffs' Opposition to Providence's Cross-Motion to Strike Class Allegations, and Providence's Reply in support of its Cross-Motion to Strike Class Allegations.



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1. Plaintiffs intend to file three Reply briefs in support of their Motion to Certify Class, responding to Providence's opposition (Dkt. 136), Dr. Dreyer's opposition (Dkt. 135), and Dr. Elskens' joinder and declaration (Dkt. 140 & 141) on or before January 31, 2024.
2. Plaintiffs agree to file their opposition to Providence's Cross-Motion to Strike Class Allegations (Dkt. 136) on or before January 31, 2024.
3. Plaintiffs intend to submit separate Reply and Opposition briefs to Providence's opposition/cross-motion unless the Court orders otherwise. Should the Court order otherwise, Plaintiffs request (and Defendants do not oppose) expanded word limits from the reply brief word limits provided by LCR 7(e)(3) to include the additional word limits provided for opposition briefs under LCR 7(e)(4), to allow Plaintiffs to fully address both their Reply and Opposition arguments to Providence's opposition/cross-motion.
4. Providence will submit its Reply brief in support of its Cross-Motion to Strike Class Allegations (Dkt. 136) on or before February 9, 2024, consistent with the current noting date for Providence's cross motion.
5. The parties ask the Court to consider both Plaintiffs' Motion to Certify Class and Providence's Cross-Motion to Strike Class Allegations on February 9, 2024. See LCR 7(k) ("Even if the motion and cross motion are noted for different days, the court will typically consider them together.").

Plaintiffs and Defendants request that the Court approve the parties' stipulations to establish a briefing schedule for these cross motions in accordance with LCR 7(k).

IT IS SO STIPULATED. RESPECTFULLY SUBMITTED this 17th day of January, 2024. DAVIS WRIGHT TREMAINE LLP Attorneys for Defendant Providence Health & Services – Washington By s/ Ross Siler

Kenneth E. Payson, WSBA #26369 Ross Siler, WSBA #46486 Caleah Whitten, WSBA #60209 920 Fifth Avenue, Suite 3300 Seattle, WA 98104-1610 Telephone: (206) 622-3150 Email: kenpayson@dwt.com ross.siler@dwt.com caleahwhitten@dwt.com

GILBERT LAW FIRM, P.S. Attorneys for Plaintiffs

By s/ Beth M. Bollinger

William A. Gilbert, WSBA #30592 Beth M. Bollinger, WSBA #26645 421 W. Riverside Avenue, Suite 353 Spokane, WA 99201 Telephone: (509) 321-0750 Email: bill@wagilbert.com beth@wagilbert.com

WITHERSPOON BRAJCICH MCPHEE, PLLC Attorneys for Defendants Jason Dreyer, DO and Jane



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Doe Dreyer By s/ Bryce J. Wilcox

Ryan M. Beaudoin, WSBA #30598 Jeffrey R. Galloway, WSBA #44059 James A. McPhee, WSBA #26323 Bryce J. Wilcox, WSBA #21728 601 W. Main Avenue, Suite 1400 Spokane, WA 99201-0677 Telephone: (509) 455-9077 Email: rbeaudoin@workwith.com jgalloway@workwith.com jmcphree@workwith.com bwilcox@workwith.com

ETTER, MCMAHON, LAMBERSON, VAN WERT & ORESKOVICH, P.C. Attorneys for Defendants Daniel Elskens, DO and Jane Doe Elskens By s/ Ronald A. Van Wert

Stephen M. Lamberson, WSBA #12985 Ronald A. Van Wert, WSBA #32050 618 W. Riverside Avenue, Suite 210 Spokane, WA 99201 Telephone: (509) 747-9100 Email: lambo74@ettermcmahon.com rvw@ettermcmahon.com

[PROPOSED] ORDER It is so ordered. DATED this day of , 2024.

THE HONORABLE JAMES L. ROBERT UNITED STATES DISTRICT JUDGE

