

1 **NORA HOVSEPIAN (SBN 140402)**
2 **LAW OFFICES OF NORA HOVSEPIAN**
3 **16133 Ventura Boulevard, Suite 910**
4 **Encino, CA 91436**
5 **norahovsepian@gmail.com**
6 **Telephone No. (818) 785-5858 / Facsimile No. (818) 785-5558**

7 Attorney for Plaintiff, SHIRLEY LORRAINE DOTSON

8 **CARROLL, KELLY, TROTTER, FRANZEN,**
9 **McKENNA & PEABODY**
10 **ROBERT L. McKENNA III (State Bar No. 166650)**
11 **rlmckenna@cktfmlaw.com**
12 **BENJAMIN T. IKUTA (State Bar No. 260878)**
13 **bikuta@cktfmlaw.com**
14 **111 W. Ocean Boulevard, 14th Floor**
15 **Post Office Box 22636**
16 **Long Beach, CA 90801-5636**
17 **Telephone No. (562) 432-5855 / Facsimile No. (562) 432-8785**

18 Attorneys for Defendants, IAN BRENT TILLEY, M.D., PAULUS LIEM SANTOSO,
19 M.D.

20 UNITED STATES DISTRICT COURT
21 CENTRAL DISTRICT OF CALIFORNIA

22 SHIRLEY LORRAINE DOTSON,

23 Plaintiff,

24 vs.

25 CALIFORNIA HOSPITAL MEDICAL
26 CENTER, CARLA ANN TOMS, M.D.,
27 EDWARD PAKORN TANGCHITNOB,
28 M.D., PAULUS LIEM SANTOSO, M.D.,
IAN BRENT TILLEY, M.D., TRACY
DIONNE ROBINSON, M.D., and DOES
1-20, Inclusive,

Defendants.

CASE NO. 2:14-cv-01209-BRO-JC
Complaint filed: April 11, 2011
Trial Date: None Set
Magistrate Judge: Beverly Reid
O'Connell

**JOINT STIPULATION
REMANDING CASE TO STATE
COURT**

Defendants IAN BREN TILLEY, M.D. and PAULUS LIEM SANTOSO, M.D.
and Plaintiff SHIRLEY LORRAINE DOTSON stipulate and agree on the following:

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1 1. On April 11, 2011, Plaintiff filed a Civil Complaint (the "Complaint") in the
2 Superior Court of the State of California, County of Los Angeles, entitled *Dotson v.*
3 *California Hospital Medical Center, Carla Ann Toms, M.D., Edward Pakorn*
4 *Tangchitnob, M.D., Paulus Liem Santoso, M.D., Ian Brent Tilley, M.D., Tracy Dionne*
5 *Robinson, M.D., and DOES 1-20, inclusive*, Case No. BC459326.

6 2. On February 18, 2014, Defendants filed a notice of removal of the Action
7 pursuant to 42 U.S.C. section 233 with the United States District Court for the Central
8 District of California.

9 3. On March 12, 2014, Assistant United States Attorney for the Central
10 District of California, Joseph B. Frueh called Defendants' counsel, Benjamin Ikuta,
11 pursuant to Local Rule 7-3. Mr. Frueh indicated that the United States of America was
12 an interested party in the action and intended to file a Motion to Remand under 28 U.S.C.
13 section 1447(c). As the sole basis for the potential motion, the United States of America
14 contends that Defendants' removal was untimely under 28 U.S.C. section 1446(b). As
15 part of the Local Rule 7-3 conference, Mr. Frueh provided emails between a prior
16 associate of Defendants' counsel and the United States Attorney's office from August
17 and September of 2011. Mr. Ikuta was unaware of these emails prior to the filing of the
18 Notice of Removal in this action.

19 4. Notwithstanding this stipulation, Defendants do not admit or concede that
20 this claim should not be covered under the Federal Tort Claims Act ("FTCA") (28 U.S.C.
21 § 1346) or the Federally Supported Health Centers Assistance Act of 1992 ("FSHCAA")
22 (42 U.S.C. § 233). Moreover, Defendants do not admit or concede that the general
23 removal deadlines under 28 U.S.C. section 1446(b) apply in this action.

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1 5. After further review and discussion, the parties agreed that the Action
2 should be remanded to the Los Angeles County Superior Court. To that end, the Parties
3 hereby stipulate that the Action be remanded to Los Angeles County Superior Court.
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5
6 DATED: 3-18-14

LAW OFFICES OF NORA HOVSEPIAN

7
8 By: 

9 NORA HOVSEPIAN
Attorney for Plaintiff
10 SHIRLEY LORRAINE DOTSON
11

12
13 DATED: March 18, 2014

CARROLL, KELLY, TROTTER, FRANZEN,
McKENNA & PEABODY

14
15 By: 

16 ROBERT L. MCKENNA III
BENJAMIN T. IKUTA
Attorneys for Defendants
17 IAN BRENT TILLEY, M.D.,
18 PAULUS LIEM SANTOSO, M.D.,
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CERTIFICATE OF SERVICE

STATE OF CALIFORNIA, COUNTY OF LOS ANGELES:

I am employed in the County of Los Angeles, State of California. I am over the age of 18 and not a party to the within action. My business address is 111 West Ocean Boulevard, 14th Floor, Long Beach, CA 90802-4646. On March 19, 2014, I certify that I electronically filed the foregoing with the clerk of the Court for the United States District Court by using the CM/ECF system:

JOINT STIPULATION REMANDING CASE TO STATE COURT

I certify that the following parties are registered CM/ECF users and service is therefore deemed complete upon the transmission of the herein electronic filing:

Nora Hovsepian, Esq.
Law Offices of Nora Hovsepian
16133 Ventura Boulevard, Suite 910
Encino, CA 91436
Attorneys for Plaintiff

06-2985-02

Dated: March 19, 2014

By: /S/ Sarah Heller
SARAH HELLER