

FILED IN THE  
U.S. DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

Jan 21, 2021

SEAN F. McAVOY, CLERK

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

NATHAN HOFSTADER, individually  
and on behalf of others similarly  
situated, and RICHARD CERENZIA,  
individually and on behalf of others  
similarly situated,

Plaintiffs,

v.

PROVIDENCE HEALTH AND  
SERVICES, SACRED HEART  
MEDICAL CENTER, and  
PROVIDENCE HOLY FAMILY  
HOSPITAL,

Defendants.

No. 2:18-cv-00062-SMJ

**ORDER SETTING HEARING BY  
VIDEOCONFERENCE**

Given the ongoing public health crisis caused by the Coronavirus Disease  
2019 (COVID-19) and the current status of Benton and Yakima Counties in  
Washington’s Safe Start plan, the Court has determined that it is in interests of  
justice to conduct the following hearing remotely: Plaintiff’s Unopposed Motion  
for Final Approval of Class Action Settlement and Award of Attorneys’ Fees, Costs  
and Service Awards, ECF No. 54. Consequently, consistent with Eastern District of  
Washington General Orders 20-101-3 and 2021-1, the in person hearing on

1 Plaintiff's Unopposed Motion for Final Approval of Class Action Settlement and  
2 Award of Attorneys' Fees, Costs and Service Awards, **ECF No. 54**, currently set  
3 for February 9, 2021 is **STRICKEN** and **RESET** to **February 9, 2021 at 1:30**  
4 **P.M. by videoconference** from Richland Courtroom 189 before Judge Salvador  
5 Mendoza, Jr.

6 **ALL PARTIES MUST READ THE FOLLOWING INFORMATION**  
7 **CAREFULLY, AS IT PROVIDES IMPORTANT GUIDANCE**  
8 **CONCERNING THE MANNER IN WHICH THE HEARING IS TO BE**  
9 **CONDUCTED.**

10 **A. Hearing Information**

11 **Hearing content provided via videoconference access MUST NOT be**  
12 **recorded or rebroadcast.** *Non-parties* may call the Court's public conference line  
13 at **1-888-808-6929**, Access code **3648461** (no security code required), five minutes  
14 before the scheduled conference time. *Case participants will be provided with*  
15 *separate call-in details by private email from the Court's staff to use for this*  
16 *videoconference.*

17 **B. Exhibits**

18 Any party intending to present exhibits at the hearing shall ensure the exhibits  
19 are digitized in a manner compatible with remote presentation. Specifically, counsel  
20 shall compile all documents into a **single, combined PDF file** and ensure each page

1 within the document is consecutively numbered.

2 In civil cases, the Plaintiff(s) shall consecutively number exhibits from 1  
3 through 499 and Defendant(s) shall consecutively number exhibits from 500  
4 through 999. In criminal cases, the Government shall consecutively number exhibits  
5 from 1 through 999. In single-defendant criminal cases, Defendant shall  
6 consecutively number exhibits from 1000 through 1999; in multi-defendant  
7 criminal cases, Defendants shall consecutively number exhibits from x000 to x999,  
8 substituting “x” for each Defendant’s assigned case identifier (e.g., Defendant 3  
9 would number exhibits from 3000 to 3999, etc.).

10 Any exhibit not compatible with the PDF file format (e.g., an audio or video  
11 file) must be presented in a readily accessible file format using software commonly  
12 available (e.g., .mp4 for video files, and .mp3 for audio files). Each non-PDF file  
13 must be clearly identified by its file name. The Government shall name each such  
14 file “Government xxxx,” substituting “xxxx” with the number that follows the  
15 number assigned to the last exhibit in the combined PDF file. The Plaintiff shall  
16 name each such file “Plaintiff xxxx” with “xxxx” replaced by the number following  
17 the number assigned to the final exhibit in the combined PDF file. The Defendant  
18 shall name each such file “Defendant xxxx,” substituting “xxxx” with the number  
19 following the number assigned to the last exhibit in the combined PDF file.

1 Each party shall also submit a list of exhibits the party intends to introduce at  
2 the hearing. The parties shall provide their exhibit list in the following format:

Ex. #	Admitted	Description
1		Photograph of items seized
2		Aerial video surveillance from 1/1/2011. Start Time: 01:03:23 End Time: 01:09:54

3  
4  
5  
6 Exhibit lists shall include a unique exhibit number and a brief description of  
7 the exhibit. For all exhibits consisting of an audio or video file, the exhibit list must  
8 designate the precise beginning and ending time indexes of the portion of the file  
9 the party intends to use at the hearing.

10 **EACH PARTY'S DIGITIZED EXHIBITS AND EXHIBIT LIST**  
11 **SHALL BE PROVIDED ELECTRONICALLY TO (1) ALL OTHER**  
12 **PARTIES, (2) ANY WITNESS WITH WHOM THE PARTY ANTICIPATES**  
13 **USING THE EXHIBIT, AND (3) THE COURT BY EMAIL TO**  
14 **[MendozaOrders@waed.uscourts.gov](mailto:MendozaOrders@waed.uscourts.gov) BY NO LATER THAN SEVENTY-**  
15 **TWO (72) HOURS PRIOR TO THE SCHEDULED HEARING.**

16 Parties experiencing technical difficulties with digitizing exhibits or  
17 electronically delivering them as described above may contact the Court's help desk  
18 by email at [HelpDesk@waed.uscourts.gov](mailto:HelpDesk@waed.uscourts.gov) or by phone at (509) 458-3421.

19 **C. Witnesses**

20 Any party intending to present the testimony of a witness, including that of a

1 party, shall be responsible for arranging the witness's access to the technology  
2 necessary to present their testimony (i.e., a suitable computer with high-speed  
3 internet connection, video camera, and microphone) in coordination with the  
4 District's IT professional. To ensure the Court and its staff have adequate  
5 opportunity to prepare for the hearing, any party wishing to present the testimony  
6 of a witness at the hearing shall so notify the courtroom deputy, and contact the  
7 Court's help desk by email at [HelpDesk@waed.uscourts.gov](mailto:HelpDesk@waed.uscourts.gov) or by phone at  
8 (509) 458-3421, by **no later than seven days** prior to the scheduled hearing.

9       Also, by **no later than seven days** prior to the scheduled hearing, each party  
10 shall file and serve a list of witnesses that party intends to call to testify at the  
11 hearing. In criminal matters, the witness list must identify the existence, but need  
12 not include the name, of any confidential informant the Government intends to call  
13 to testify. Each party shall email copies of their witness list to the Court at  
14 [MendozaOrders@waed.uscourts.gov](mailto:MendozaOrders@waed.uscourts.gov).

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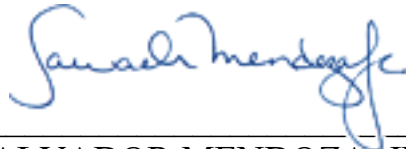
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1 **D. Sealed Hearings**

2 Any party who anticipates requesting to seal all or part of any hearing shall  
3 so notify the courtroom deputy by **no later than seven days** prior to the scheduled  
4 hearing.

5 **IT IS SO ORDERED.** The Clerk's Office is directed to enter this Order and  
6 provide copies to all counsel.

7 **DATED** this 21<sup>st</sup> day of January 2021.

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10 SALVADOR MENDOZA, JR.  
United States District Judge