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Attorneys for Plaintiff  
Electronic Waveform Lab, Inc.

UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

ELECTRONIC WAVEFORM LAB,  
INC., a California corporation

Plaintiff,

v.

EK HEALTH SERVICES, a California  
corporation; JAMES LESSENGER,  
M.D., an individual; GRANT  
NUGENT, M.D., an individual;  
ALTON WILLIS, M.D., an individual;  
JOE HARTZOG, M.D., an individual;  
PATRICIA D. PEGRAM, M.D., an  
individual; SUZANNE L. SERGILE,  
M.D., an individual; GARRETT M.  
CASEY, D.C., an individual;  
MICHAEL J. LAUBACH, D.C., an  
individual; JAY V. WESTPHAL, M.D.,  
an individual; KATHLEEN GARY,  
M.D., an individual; JOHANNA  
APPEL, D.C., an individual; and DOES  
1-100, inclusive

Defendants.

Case No. 2:15-cv-08061DMG (RAOx)

Judge: Hon. Dolly M. Gee

**NOTICE OF SETTLEMENT**

Discovery Cut-Off: Oct. 31, 2017  
Pre-Trial Conference: Dec. 19, 2017  
Trial: January 16, 2018

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**TO THE COURT, ALL PARTIES AND COUNSEL OF RECORD:**

**PLEASE TAKE NOTICE** that the parties have agreed to a settlement of this case.<sup>1</sup> The settlement has been memorialized in two complementary settlement agreements: the first between Plaintiff and Defendant State Compensation Insurance Fund (“State Fund”), and the second between Plaintiff and Defendants EK Health Services, James Lessenger, M.D., Grant Nugent, M.D., Patricia D. Pegram, M.D., Suzanne L. Sergile, M.D., Garrett M. Casey, D.C., Michael J. Laubach, D.C., Jay V. Westphal, M.D., Kathleen Gary, M.D., Johanna Appel, D.C., Janet O’Brien, Richard Thompson and David Ehrenfeld (“EK Health Defendants”).

Plaintiff and State Fund have fully executed their Settlement Agreement. The EK Health Defendants have had the final Settlement Agreement in their possession since September 25, 2017, but have not yet returned their signature pages.

The completion of the settlement process, and timing of the ultimate dismissal of this case, is presently in the hands of EK Health Defendants and their counsel.

DATED: October 5, 2017

ROXBOROUGH, POMERANCE, NYE  
& ADREANI, LLP

By: /s/ Joseph C. Gjonola  
NICHOLAS P. ROXBOROUGH  
DREW E. POMERANCE  
JOSEPH C. GJONOLA  
Attorneys for Plaintiff  
ELECTRONIC WAVEFORM LAB,  
INC.

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<sup>1</sup> The Court was first notified of this settlement in the parties’ Stipulation to Continue Motions and Deadlines, filed on August 24, 2017.