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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

KEITH WARKENTIN,

Plaintiff,

v.

FEDERATED LIFE INSURANCE
COMPANY,

Defendant.

Case No. 1:10-cv-00221-SAB

ORDER SETTING BRIEFING SCHEDULE
ON NEW CASE LAW

AND RELATED COUNTERCLAIMS

On December 2, 2014, this action was remanded by the Ninth Circuit for this Court to consider whether Plaintiff had exhibited excusable neglect in filing his late opposition to Defendant's motion for summary judgment and for consideration of the motion for summary judgment applying the correct fraud standard. At the direction of the Court, the parties filed briefing on the issues identified in the remand order; and the Court held oral argument on April 8, 2014.

On March 18, 2015, Plaintiff filed a notice of supplemental authority. The issue of whether subsequent authority should be addressed was discussed at the April 18, 2014. Based on the discussion, the Court shall provide the parties the opportunity to brief any new relevant case

