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6 Attorneys for Defendants
 7 AMERUS LIFE INSURANCE COMPANY
 AVIVA LIFE AND ANNUITY

8 **UNITED STATES DISTRICT COURT**
 9 **EASTERN DISTRICT OF CALIFORNIA**

10
 11 GENESIS SPECIALTY TILE & ACCESSORIES,) CASE NO. 2:11-cv-02489-LKK-DAD
 12 LLC; ELEFThERIOS EFSTRATIS;)
 13 ELEFThERIOS D. EFSTRATIS; PATRICIA E.)
 EFSTRATIS; JESSICA N. EFSTRATIS;) **STIPULATION TO CONTINUE HEARING**
 THOMAS A. JOHNSON; NORA E. RUNDELL,) **ON DEFENDANTS' MOTIONS TO**
) **DISMISS FIRST AMENDED COMPLAINT;**
 14 Plaintiff,) **ORDER**
 15)
 16 v.)
 17 AMERUS LIFE INSURANCE COMPANY OF) Hearing: December 5, 2011
 IOWA; AVIVA LIFE AND ANNUITY) Time: 10:00 a.m.
 COMPANY f/k/a/ AMERUS LIFE INSURANCE) Ctrm: 4
 COMPANY, a corporation, RAYMOND F.)
 18 OLMO, an individual; R.F. OLMO &)
 19 ASSOCIATES, INC., a corporation; MARSHALL)
 KATZMAN, an individual; UNITED FINANCIAL)
 20 GROUP, LTD, a corporation; DAVID)
 ZUCCOLOTTO; and DOES 1 through 100,)
 21 inclusive)
 22 Defendants.)
 _____)

1 Plaintiffs Genesis Specialty Tile & Accessories, LLC, Eleftherios Efstratis, Eleftherios D.
2 Efstratis, Patricia E. Efstratis, Jessica N. Efstratis, Thomas A. Johnson, and Nora E. Rundell
3 (“Plaintiffs”) and Defendants Amerus Life Insurance Company, Aviva Life and Annuity Company,
4 Raymond F. Olmo, R.F. Olmo & Associates, Inc., Marshall Katzman, and David Zuccolotto
5 (“Defendants”) hereby stipulate to continue the hearing on, and briefing schedule related to, the
6 Defendants’ Motions to Dismiss Plaintiffs’ First Amended Complaint in the above-captioned action, as
7 set forth below:

8 1. Each of the Defendants’ Motions to Dismiss the Plaintiffs’ First Amended Complaint, all
9 currently scheduled for hearing on December 5, 2011, at 10:00 a.m., are continued for hearing to
10 January 30, 2012, at 10:00 a.m.;

11 2. Plaintiffs’ opposition to the Defendants’ Motions to Dismiss Plaintiffs’ First Amended
12 Complaint, currently due on November 21, 2011, will be due on January 13, 2012.

13 3. Defendants’ reply, currently due on November 28, 2011, will be due on January 23, 2012

14 IT IS SO STIPULATED

15
16 Respectfully submitted,

17
18 Dated: November 4, 2011

GREENBERG TRAURIG, LLP

19
20 By: /s/ Stephen E. Paffrath

Kurt A. Kappes

Stephen E. Paffrath

Attorneys for Defendants

AMERUS LIFE INSURANCE COMPANY

AVIVA LIFE AND ANNUITY

21
22
23
24 Dated: November 4, 2011

KLINEDINST PC

25
26 By: /s/ Connie M. Anderson

Connie M. Anderson

Reina G. Minoya

Attorneys for Defendant

MARSHALL KATZMAN

1 Dated: November 4, 2011

WINGET SPADAFORA &
SCHWARTBERG, LLP

3 By: /s/ David Maurer
4 Brandon S. Reif
5 David Maurer
6 Attorneys for Defendants
7 RAYMOND F. OLMO & RF OLMO &
8 ASSOCIATES

9 Dated: November 4, 2011

MANDELL & ASSOCIATES, PC

10 By: /s/ Barbara J. Mandell
11 Barbara J. Mandell
12 Lyndon H. Hong
13 Attorneys for Defendant
14 DAVID ZUCCOLOTTO


15 Dated: November 4, 2011

GUY KORNBLUM & ASSOCIATES

16 By: /s/ Walter Crump
17 Walter Crump
18 Attorneys for Plaintiffs
19 ELEFThERIOS EFSTRATIS, ELEFThERIOS
20 D. EFSTRATIS, PATRICIA E. EFSTRATIS,
21 JESSICA N. EFSTRATIS, THOMAS A.
22 JOHNSON, AND NORA E. RUNDELL

23 **IT IS SO ORDERED.**

24 Dated: November 7, 2011

25 
26 LAWRENCE K. KARLTON
27 SENIOR JUDGE
28 UNITED STATES DISTRICT COURT