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11 Attorneys for Defendants
 12 AMERUS LIFE INSURANCE COMPANY
 AVIVA LIFE AND ANNUITY

13 *Complete List of Parties Represented and*
 14 *Counsel on Signature Page*

14 **UNITED STATES DISTRICT COURT**
 15 **EASTERN DISTRICT OF CALIFORNIA**

16 GENESIS SPECIALTY TILE & ACCESSORIES,) CASE NO. 2:11-cv-02489-LKK-DAD
 17 LLC; ELEFThERIOS EFSTRATIS;)
 18 ELEFThERIOS D. EFSTRATIS; PATRICIA E.)
 EFSTRATIS; JESSICA N. EFSTRATIS;) **STIPULATION TO CONTINUE HEARING**
 THOMAS A. JOHNSON; NORA E. RUNDELL,) **ON PLAINTIFFS' MOTION TO REMAND;**
) **ORDER**
 19 Plaintiff,)
 20 v.)
) Hearing: April 9, 2012
 21 AMERUS LIFE INSURANCE COMPANY OF) Time: 10:00 a.m.
 IOWA; AVIVA LIFE AND ANNUITY) Ctrm: 4
 22 COMPANY f/k/a/ AMERUS LIFE INSURANCE)
 COMPANY, a corporation, RAYMOND F.)
 23 OLMO, an individual; R.F. OLMO &)
 ASSOCIATES, INC., a corporation; MARSHALL)
 24 KATZMAN, an individual; UNITED FINANCIAL)
 GROUP, LTD, a corporation; DAVID)
 25 ZUCCOLOTTO; and DOES 1 through 100,)
 inclusive)
 26 Defendants.)
 27 _____)
 28

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, RF Olmo & Associates, Inc., Marshall Katzman, and David Zuccolotto
5 (“Defendants”) hereby stipulate as set forth below:

6 1. Counsel for Defendants Amerus Life Insurance Company and Aviva Life and Annuity
7 Company (the “Aviva Defendants”) had an unavoidable scheduling conflict that would have prevented
8 him from being able to attend the hearing on Plaintiffs’ Motion to Remand, currently scheduled for
9 March 26, 2012.

10 2. Plaintiffs’ counsel agreed to change the date for hearing on the Motion to Remand to the
11 next available date on the Court’s calendar so that Aviva’s counsel could be present at the hearing.
12 After determining that date was April 9, 2012, Plaintiffs’ counsel filed a Notice to Reschedule the
13 Hearing on Plaintiffs’ Motion for Remand, indicating that the motion would be heard on April 9, 2012,
14 at 10:00 a.m., in courtroom 4.

15 3. The Parties all agree to hearing of the Motion to Remand on April 9, 2012 at 10:00 a.m..

16 IT IS SO STIPULATED

17 Respectfully submitted,

18 Dated: March 19, 2012

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 Dated: March 19, 2012

KLINEDINST PC

24
25 By: /s/ Connie M. Anderson

Connie M. Anderson

Reina G. Minoya

Attorneys for Defendant

MARSHALL KATZMAN

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Dated: March 19, 2012

WINGET SPADAFORA &
SCHWARTBERG, LLP

By: /s/ David Maurer
Brandon S. Reif
David Maurer
Attorneys for Defendants
RAYMOND F. OLMO & RF OLMO &
ASSOCIATES

Dated: March 19, 2012

MANDELL & ASSOCIATES, PC

By: /s/ Barbara J. Mandell
Barbara J. Mandell
Lyndon H. Hong
Attorneys for Defendant
DAVID ZUCCOLOTTO

Dated: March 19, 2012

GUY KORNBLUM & ASSOCIATES

By: /s/ Walter Crump
Walter Crump
Attorneys for Plaintiffs
ELEFThERIOS EFSTRATIS, ELEFThERIOS
D. EFSTRATIS, PATRICIA E. EFSTRATIS,
JESSICA N. EFSTRATIS, THOMAS A.
JOHNSON, AND NORA E. RUNDEL

ORDER

In light of the parties' above stipulation and good cause appearing therefore, the hearing on Plaintiffs' Motion to Remand, currently set for March 26, 2012 at 10:00 a.m. in courtroom #4 is hereby rescheduled for hearing on April 9, 2012 at 10:00 a.m. in courtroom #4.

IT IS SO ORDERED.

Dated: March 20, 2012.



LAWRENCE K. KARLTON
SENIOR JUDGE
UNITED STATES DISTRICT COURT

DECLARATION OF SERVICE

RE: *Genesis Specialty Tile & Accessories, LLC, et al. v. Amerus Life Insurance Company of Iowa, et al.* (United States District Court, Eastern District of California Case No. 2:11-cv-02489-LKK-DAD)

I am a citizen of the United States, over the age of 18 years, and not a party to or interested in this action. I am employed in the County of Sacramento, State of California and my business address is Greenberg Traurig, LLP, 1201 K Street, Suite 1100, Sacramento, CA 95814. On this day I caused to be served the following document(s):

STIPULATION TO CONTINUE HEARING ON PLAINTIFFS’ MOTION TO REMAND; [PROPOSED] ORDER

by placing the original a true copy into sealed envelopes addressed and served as follows:

Lee Harris, Esq.
Goldstein, Gellman, Melbostad, Harris &
McSparran, LLP
1388 Sutter Street, Suite 1000
San Francisco, CA 94109
Telephone: (415) 673-5600
Facsimile: (415) 673-5606

Attorneys for Plaintiffs

BY MAIL: I am familiar with this firm’s practice whereby the mail, after being placed in a designated area, is given fully prepaid postage and is then deposited with the U.S. Postal Service at Sacramento, California, after the close of the day’s business.

BY PERSONAL SERVICE: I caused such envelope to be delivered by hand.

BY OVERNIGHT COURIER: I caused such envelope to be placed for collection and delivery in accordance with standard overnight delivery procedures for delivery the next business day.

BY FACSIMILE: I caused such document(s) to be transmitted by facsimile transmission from (916) 448-1709 to the person(s) and facsimile transmission number(s) shown above. The facsimile transmission was reported as complete without error and a transmission report was properly issued by the transmitting facsimile machine.

I declare under penalty of perjury under the laws of the state of California that the foregoing is true and correct.

Executed on March 19, 2012, at Sacramento, California.

/s/Kimberly Smith
Kimberly Smith