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

18 GERALD LIPELT)	Case No. 2:16-cv-02433-WHO
19 Plaintiff,)	STIPULATION TO EXTEND BRIEFING SCHEDULE FOR MOTION FOR STANDARD OF REVIEW AND CROSS MOTIONS FOR SUMMARY JUDGMENT; AND ORDER
20 vs.)	
21 UNUM LIFE INSURANCE COMPANY OF AMERICA,)	
22 Defendant.)	
23)	

24 Pursuant to Local Rule 144, Plaintiff Gerald Lipelt (“Plaintiff”) and Defendant Unum Life
 25 Insurance Company of America (“Defendant”) hereby stipulate, by and through their respective
 26 counsel, extensions to the briefing schedule on Standard of Review and the briefing schedule for
 27 Cross Motions for Summary Judgment.

1 1. On February 14, 2017, the Court ordered the parties a briefing schedule for Motion
2 on Standard of Review and Cross Motions for Summary Judgment as follows:

3 **Motion on Standard for Review**

4 Motion to be filed: **July 14, 2017**

5 Opposition to be filed: **July 28, 2017**

6 Reply to be filed: **August 5, 2017**

7 Hearing: **August 23, 2017**

8 **Cross Motions for Summary Judgment:**

9 Motion to be filed: **September 7, 2017**

10 Cross Motion/Opposition to be filed: **September 21, 2017**

11 Opposition to Cross Motion/Reply: **November 3, 2017**

12 Reply to Cross-Motion: **November 10, 2017**

13 Hearing on Motions: **November 29, 2017**

14 2. To allow the parties to attempt to resolve the matter through mediation through the
15 VDRP program, and the earliest possible mediation date, given the schedules of all the parties,
16 including the mediator, is August 17, 2017.

17 3. The parties respectfully request an extension on the dates to the current briefing
18 schedule as follows:

19 **Motion on Standard for Review**

20 Motion to be filed: **September 1, 2017**

21 Opposition to be filed: **September 15, 2017**

22 Reply to be filed: **September 22, 2017**

23 Hearing: **October 4, 2017**

24 **Cross Motions for Summary Judgment:**

25 Motion to be filed: **January 8, 2018**

26 Cross Motion/Opposition to be filed: **January 22, 2018**

27 Opposition to Cross Motion/Reply: **January 29, 2018**

28 Reply to Cross-Motion: **February 5, 2018**

 Hearing on Motions: **February 19, 2018**

 4. The extension on the Standard of Review issue is necessary to allow the parties to
complete the mediation. The extension on the cross motions for summary judgment is necessary
due to the existing trial schedules and vacation schedules of counsel.

 5. This is the first extension of the briefing schedule that the parties have sought.

