Case 3:07-cv-06489-SI Document 22 Filed 09/03/2008 Page 1 of 3 Horace W. Green (SBN 115699) 1 **GREEN & HUMBERT** 2 220 Montgomery Street, Suite 438 San Francisco, California 94104 Telephone: (415) 837-5433 3 Facsimile: (415) 837-0127 4 Attorneys for Defendants 5 JEFFERSON PILOT FINANCIAL INSURANCE **COMPANY** and 6 SANYO SEMICONDUCTOR LONG TERM **DISABILITY PLAN** 7 8 **UNITED STATES DISTRICT COURT** 9 NORTHERN DISTRICT OF CALIFORNIA 10 11 LOIS RODDEN, Case No. CV 07-6489 SI 12 Plaintiff, STIPULATION AND ORDER REGARDING STANDARD OF JUDICIAL 13 REVIEW AND DISCOVERY VS. 14 JEFFERSON PILOT FINANCIAL INSURANCE COMPANY; SANYO 15 SEMICONDUCTOR LONG TERM DISABILITY PLAN, 16 Defendants. 17 18 19 Plaintiff Lois Rodden ("Rodden") and Defendants Jefferson Pilot Financial Insurance 20 Company ("Jefferson Pilot") and the Sanyo Semiconductor Long Term Disability Plan ("the 21 Plan") (collectively "Defendants"), hereby enter into the following stipulation with respect to 22 the standard of judicial review and the scope of discovery to be applied in this action. 23 1. In consideration of the limitation on discovery set forth at 2. below, the parties agree that the Court shall employ a de novo standard of judicial review in its review of the 24 25 claims decision at issue in this case. This Stipulation shall not apply to judicial review of any other action, either existing or subsequent. 26 27 // 28 // Stipulation and Order re Standard of Review and Discovery - Case No. CV 07 6489 SI

1	2. Discovery in this case shall be limited to the Deposition of LaDella Holmes				
2	Reddick, to be scheduled at a mutually convenient time and location and to be conducted				
3	in accordance with the Federal Rules of Civil Procedure.				
4	3. The parties agree to the following extension of the schedule for discovery,				
5	briefing, and hearing on Cross Motions for Summary Judgment:				
6	Disco	Discovery cutoff:		November 7, 2008	
7	File summary judgment motions:		October 17, 2008		
8	File Oppositions:		October 31, 2008		
9	File Reply Briefs:			November 7, 2008	
10	Hearing on Summary Judgment:		November 21, 2008		
11	The deadline for filing Trial Briefs and the December 1, 2008 trial date shall				
12	remain on calendar, subject to further Order of the Court.				
13	4. Notwithstanding this Stipulation, the parties retain any and all rights to object				
14	to the admission into evidence of any information, documents and/or testimony above and				
15	beyond the administrative record.				
16	DATE: September 3	3, 2008	GREEN & F	IUMBERT	
17					
18				By: <u>/s/ Horace W. Green</u> HORACE W. GREEN	
19				ys for Defendants	
20			JEFFEŘ	RSON PILOT FINANCIAL ANCE COMPANY and	
21			SANYO	SEMICONDUCTOR DRATION LONG TERM	
22				LITY PLAN	
23	DATE: September 3, 2008		KANTOR &	KANTOR & KANTOR LLP	
24					
25	E			By: /s/ Glenn R. Kantor GLENN R. KANTOR	
26	26 Attorneys for Plaintif				
27			LOIS R	ODDEN	
28					

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