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13 UNITED STATES DISTRICT COURT
 14 NORTHERN DISTRICT OF CALIFORNIA
 15 SAN FRANCISCO DIVISION

16 ARELENE BENIGNI,
 17 Plaintiff,
 18 vs.
 19 NEW YORK LIFE INSURANCE
 20 COMPANY, and DOES 1 through 10,
 21 Defendants.

Case No. CV 08-3110 TEH

**STIPULATION AND ~~PROPOSED~~
 ORDER TO CONTINUE CASE
 MANAGEMENT CONFERENCE AND
 MEDIATION DEADLINE**

CMC Date: January 12, 2009
 Room: Courtroom 12
 Time: 1:30 p.m.
 Judge: Thelton E. Henderson

Date of Filing: June 26, 2008

28

1 IT IS HEREBY STIPULATED AND AGREED, by and between the parties in the above-
2 captioned matter, and by and between their undersigned counsel, as follows:

3 1. On Monday, October 27, 2008, a Case Management Conference was held in the
4 instant matter. The Court informed the parties that if they were unable to conduct mediation prior
5 to the next scheduled Case Management Conference on January 12, 2009, they should alert the
6 Court.

7 2. The parties have diligently made arrangements to select a mediation date which is
8 convenient for all parties. The parties' mediation is scheduled to occur on February 25, 2009.

9 3. Accordingly, the parties respectfully request that the Court extend the ninety (90)
10 day mediation deadline by an additional sixty (60) days and continue the Case Management
11 Conference to March 16, 2009.

12
13 Dated: December 31, 2008

MORGAN, LEWIS & BOCKIUS LLP

14
15 By [Signature]
16 Samantha R. Mack
17 Attorneys for Defendant
18 NEW YORK LIFE INSURANCE
COMPANY

19 Dated: December 31, 2008

McCORMAC & ASSOCIATES

20
21 By [Signature]
22 Seth R. Merrick
23 Attorneys for Plaintiff
ARLENE BENTON

24 ORDER

25 IT IS SO ORDERED:

26 Dated: ~~December~~ January 5, 2009

27 Honorable Thelton E.

