

TAD A. DEVLIN (SBN: 1903555)
 SHANNON L. ROSS (SBN: 205714)
 GORDON & REES LLP
 275 Battery Street, Suite 2000
 San Francisco, CA 94111
 Telephone: (415) 986-5900
 Facsimile: (415) 986-8054

Attorneys for Defendant
 MORRISON & FOERSTER LLP LONG TERM DISABILITY PLAN

IN THE UNITED STATES DISTRICT COURT
 FOR THE NORTHERN DISTRICT OF CALIFORNIA

GORDON ERSPAMER

Plaintiff,

v.

MORRISON & FOERSTER LLP LONG TERM
 DISABILITY PLAN,

Defendant.

CASE NO. C08-04692 MMC

**STIPULATION AND ~~[PROPOSED]~~
 ORDER REGARDING BRIEFING
 SCHEDULE FOR CROSS-
 MOTIONS FOR JUDGMENT
 AND CONTINUING HEARING
 Accompanying Document:
 Declaration of Tad A. Devlin in
 Support of Stipulation and
 [Proposed] Order Regarding Briefing
 Schedule for Cross-Motions for
 Judgment**

The parties, by and through their counsel of record, hereby stipulate and agree to the following changes to the deadlines for filing their briefs for their Cross-Motions for Judgment, to be heard by this Court on January 15, 2010:

- Plaintiff's Motion for Judgment: November 6, 2009 (no change);
- Defendant's Cross-Motion for Judgment and Opposition to Plaintiff's Motion for Judgment: November 25, 2009 (formerly November 20);
- Plaintiff's Opposition to Defendant's Cross-Motion for Judgment and Reply in Support of Plaintiff's Motion for Judgment: December 14, 2009 (formerly December 4); and

- Defendant's Reply in support of Cross-Motion for Judgment: December 30, 2009 (formerly December 18).

IT IS SO STIPULATED.

DATED: November 16, 2009

LEWIS, FEINBERG, LEE, RENAKER &
JACKSON, P.C.

By: /s/
Daniel Feinberg
Nina Wasow.
Attorneys for Plaintiff
GORDON ERSPAMER

DATED: November 16, 2009

GORDON & REES LLP


By: /s/
Tad A. Devlin
Shannon L. Ross
Attorneys for Defendant
MORRISON & FOERSTER LLP LONG TERM
DISABILITY PLAN

~~PROPOSED~~ ORDER

The Court sets the briefing schedule for the Cross-Motions for Judgment pursuant to the Stipulation above. Further, the hearing is CONTINUED to January 22, 2010, at 9:00 a.m.

IT IS SO ORDERED.

DATED: November 17, 2009


Honorable Maxine M. Chesney
UNITED STATES DISTRICT JUDGE