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 LIFE INSURANCE COMPANY  
 OF NORTH AMERICA  
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10 UNITED STATES DISTRICT COURT  
 11 NORTHERN DISTRICT OF CALIFORNIA  
 12 SAN FRANCISCO DIVISION  
 13

14 LIFE INSURANCE COMPANY OF )  
 NORTH AMERICA, )

15 Plaintiff, )

16 v. )

17 KATHY CLEVELAND, ANTHONY )  
 18 PETRU AS TRUSTEE OF THE )  
 MICHAEL A. PETRU TRUST dated )  
 19 11/20/02 and DOES 1 - 10, )

20 Defendants. )  
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CASE NO. CV08-05052 SI

**REQUEST FOR ADDITIONAL TIME  
 WITHIN WHICH TO EFFECT SERVICE  
 OF PROCESS AND FOR A  
 CONTINUANCE OF THE CASE  
 MANAGEMENT CONFERENCE**

22 Plaintiff Life Insurance Company of North America ("LINA"), hereby requests  
 23 additional time within which to serve the complaint and for a continuance of the case  
 24 management conference currently set for April 13, 2009, for good cause as follows:

25 LINA filed its complaint in interpleader on November 5, 2008. Since filing the  
 26 complaint, LINA has learned that there are additional funds which need to be interpled and

1 deposited with the Court. LINA has determined that it will be necessary to amend the complaint  
2 to encompass the additional funds.

3 On January 23, 2009, LINA requested a continuance of the case management conference  
4 which the Court granted. Since the time of requesting the first continuance of the case  
5 management conference, the parties have begun to discuss settlement. In order to facilitate  
6 discussions and conserve litigation and judicial resources, LINA requests that this Court extend  
7 the time to serve the complaint to May 5, 2009. LINA also requests a continuance of the case  
8 management conference to June 15, 2009 or the closest date thereafter as convenient for the  
9 Court.

10 RESPECTFULLY REQUESTED:

11  
12 Date: March 3, 2009


WILSON, ELSER, MOSKOWITZ,  
EDELMAN & DICKER LLP

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15 By: /s/ Dennis J. Rhodes  
16 Adrienne C. Publicover  
17 Dennis J. Rhodes  
18 Attorneys for Plaintiff  
19 LIFE INSURANCE COMPANY OF NORTH AMERICA

20 **ORDER**

21 **PURSUANT TO THIS REQUEST AND FOR GOOD CAUSE APPEARING, IT IS  
HEREBY ORDERED THAT:**

22 The time to serve the complaint is extended to May 5, 2009. The Case Management  
23 Conference is continued to ~~June 15, 2009.~~ 6/19/09 @ 2:30

24  
25 Dated: \_\_\_\_\_ By:   
26 Honorable Susan Illston  
United States District Court Judge