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 6 LIFE INSURANCE COMPANY
 OF NORTH AMERICA

8 UNITED STATES DISTRICT COURT
 9 NORTHERN DISTRICT OF CALIFORNIA
 10 SAN FRANCISCO DIVISION

12 LIFE INSURANCE COMPANY OF)
 NORTH AMERICA,)

13 Plaintiff,)

14 v.)

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

18 Defendants.)

CASE NO. CV08-05052 SI

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

19 Plaintiff Life Insurance Company of North America ("LINA"), hereby requests
 20 additional time within which to serve the complaint and for a continuance of the case
 21 Management conference currently set for June 19, 2009, for good cause as follows:

22 On January 23, 2009, and again on March 3, 2009, LINA requested a continuance of the
 23 case management conference and the time to serve the complaint, which the Court granted in
 24 view of the parties' efforts to settle the case in advance of further litigation. Settlement
 25 discussions are ongoing and the claimants have agreed to go to private mediation. In view of this
 26

1 development, LINA asks that the Court extend the time for service of the complaint for an
2 additional 60 days and to continue the case management conference. The further extension will
3 facilitate settlement discussions, allow private mediation to occur and conserve litigation and
4 judicial resources.

5 Therefore, LINA requests that this Court extend the time to serve the complaint to July 6,
6 2009. LINA also requests a continuance of the case management conference to August 7, 2009
7 or the closest date thereafter as convenient for the Court.

8 RESPECTFULLY REQUESTED:

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10 Date: May 4, 2009

WILSON, ELSER, MOSKOWITZ,
EDELMAN & DICKER LLP

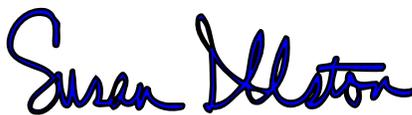
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12 By: /s/ Dennis J. Rhodes
13 Adrienne C. Publicover
14 Dennis J. Rhodes
15 Attorneys for Plaintiff
16 LIFE INSURANCE COMPANY OF NORTH AMERICA

17 **ORDER**

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

20 The time to serve the complaint is extended to July 6, 2009. The Case Management
21 Conference is continued to August 7, 2009.

22 Dated: _____

23 By: 
24 Honorable Susan Illston
25 United States District Court Judge
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