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

11
 12 ZENITH INSURANCE COMPANY,

13 Plaintiff,

14 v.

15 RICHARD S. FULD, JR., CHRISTOPHER M
 16 O'MEARA, JOSEPH M. GREGORY, ERIN
 CALLAN, IAN LOWITT, DAVID
 17 GOLDFARB, JOHN F. AKERS, ROGER S.
 BERLIND, MARSHA JOHNSON EVANS,
 18 ROLAND A. HERNANDEZ, HENRY
 KAUFMAN, ERNST & YOUNG LLP, and
 19 DOES 1 through 20,

20 Defendants.

CASE NO.: C 08-5352-MEJ SC

STIPULATION EXTENDING TIME TO
 ANSWER OR OTHERWISE RESPOND TO
 COMPLAINT

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 22 WHEREAS on November 19, 2008, Plaintiff filed the Complaint in this case in the
 23 Superior Court of the State of California, City and County of San Francisco;

24 WHEREAS on November 25, 2008, certain Defendants filed a Notice of Removal
 25 in this Court;

26 WHEREAS on November 26, 2008, Plaintiff filed a Motion to Remand this case to
 27 Superior Court; and
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WHEREAS the Court has set no deadlines in this case that would be affected by extending the time for all Defendants to respond to the Complaint;

NOW, THEREFORE, pursuant to Civ. L.R. 6-1(a), the parties hereby stipulate that each Defendant herein shall answer or otherwise respond to the Complaint no later than thirty (30) days after disposition of Plaintiff's Motion to Remand.

ATTESTATION PURSUANT TO GENERAL ORDER 45, § X

I, James K. Lynch, attest pursuant to General Order 45, § X, that concurrence in the filing of this Stipulation has been obtained from each of the other signatories below.

Dated: December 2, 2008

LATHAM & WATKINS LLP

By _____ /s/
James K. Lynch
Attorneys for Defendant
Ernst & Young LLP

SIMPSON THACHER & BARTLETT LLP

By _____ /s/
James G. Kreissman
Attorneys for Defendants Richard S. Fuld, Jr.,
Christopher M. O'Meara, Joseph M. Gregory,
Ian Lowitt, David Goldfarb, John F. Akers,
Roger S. Berlind, Marsha Johnson Evans,
Roland A. Hernandez and Henry Kaufman



COTCHETT, PITRE & MCCARTHY

By _____ /s/
Mark C. Molumphy
Attorneys for Plaintiff Zenith Insurance
Company