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Attorneys for Defendant  
ARCH SPECIALTY INSURANCE COMPANY

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA**

W. SCOTT HARKONEN,

Plaintiff,

vs.

ARCH SPECIALTY INSURANCE  
COMPANY, a Wisconsin corporation,

Defendant.

Case No. CV 08-5458-MPH

**SECOND STIPULATION TO  
EXTEND THE TIME FOR  
DEFENDANT TO FILE AN  
ANSWER AND/OR OTHERWISE  
RESPOND TO THE COMPLAINT**

**(N.D. Local Rule 6-1)**

Dept.: 15

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SECOND STIPULATION TO EXTEND TIME TO ANSWER AND/OR OTHERWISE RESPOND TO THE COMPLAINT

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**STIPULATION**

**WHEREAS**, Plaintiff served Defendant with the Summons and Complaint on December 5, 2008;

**WHEREAS**, the parties previously submitted a stipulation to extend the time to file an answer and/or otherwise respond to the complaint on December 22, 2008;

**WHEREAS**, the parties are currently involved in discussions to potentially resolve this action.

**IT IS HEREBY STIPULATED**, pursuant to Local Rule 6-1, between and among the parties hereto, by and through their respective counsel of record that the Defendant's time to file an answer and/or otherwise respond to the complaint is extended to January 20, 2009.

**IT IS HEREBY FURTHER STIPULATED**, that the parties' time to file any Petition to Compel Arbitration is extended to January 20, 2009.

DATED: January 2, 2009

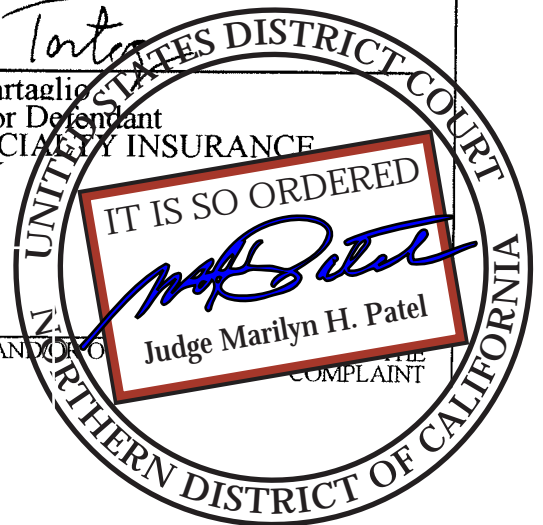
KASOWITZ, BENSON, TORRES & FRIEDMAN LLP

Bv: Marcus Topel  
Marcus Topel  
Attorneys for Plaintiff  
W. SCOTT HARKONEN

DATED: January 2, 2009

MUSICK, PEELER & GARRETT LLP

Bv: David Tartaglia  
David A. Tartaglia  
Attorneys for Defendant  
ARCH SPECIALTY INSURANCE COMPANY



1 **PROOF OF SERVICE**

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3 **STATE OF CALIFORNIA, COUNTY OF LOS ANGELES**

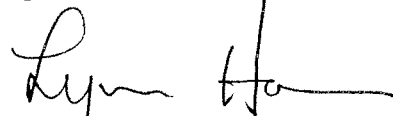
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5 At the time of service, I was over 18 years of age and **not a party to this**  
6 **action.** I am employed in the County of Los Angeles, State of California. My  
7 business address is One Wilshire Boulevard, Los Angeles, California 90017-3383.

8 On January 6, 2009, I served true copies of the following document(s)  
9 described as **SECOND STIPULATION TO EXTEND THE TIME FOR**  
10 **DEFENDANT TO FILE AN ANSWER AND/OR OTHERWISE RESPOND**  
11 **TO THE COMPLAINT** on the interested parties in this action as follows:

12  **BY CM/ECF NOTICE OF ELECTRONIC FILING:** I caused said  
13 document(s) to be served by means of this Court’s electronic transmission of  
14 the Notice of Electronic Filing through the Court’s transmission facilities, to  
15 the parties and/or counsel who are registered CM/ECF Users set forth in the  
16 service list obtained from this Court.

17 I declare under penalty of perjury under the laws of the United States of  
18 America that the foregoing is true and correct and that I am employed in the office  
19 of a member of the bar of this Court at whose direction the service was made.

20 Executed on January 6, 2009, at Los Angeles, California.

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