

1 Steven P. Krafchick
 Washington State Bar No. 13542
 2 Pro Hac Vice
 KRAFCHICK LAW FIRM
 3 100 W. Harrison, South Tower, Suite 300
 Seattle, WA 98119
 4 (206) 374-7370 (Telephone)
 (206) 374-7377 (Facsimile)
 5 klf@krafchick.com

6 Mr. Abraham N. Goldman
 California State Bar No. 102080
 7 ABRAHAM N. GOLDMAN & ASSOCIATES, LTD
 P.O. Box 120 / 12896 Rices Crossing Road
 8 Oregon House, CA 95962
 (530) 692-2267 (Telephone)
 9 (530) 692-2543 (Fax)
agoldman@succeed.net

10 Attorneys for Plaintiff TAMARA KNOPP

11
 12 UNITED STATES DISTRICT COURT
 13 NORTHERN DISTRICT OF CALIFORNIA
 14 SAN FRANCISCO DIVISION

15 TAMARA KNOPP,

16 Plaintiff,

17 v.

18 LIFE INSURANCE COMPANY OF
 NORTH AMERICA, and NOVARTIS
 19 VACCINES AND DIAGNOSTIC, INC.
 INSURANCE PLAN,

20 Defendants.
 21
 22
 23

Case No. CV-09-0452 CB

**STIPULATION AND ~~PROPOSED~~
 ORDER CONTINUING THE TRIAL AND
 THE PRETRIAL CONFERENCE IN THIS
 MATTER**

HON: CHARLES BREYER

TRIAL DATE: MARCH 29, 2010

PRE-TRIAL: MARCH 22, 2010

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Plaintiff TAMARA KNOPP and Defendants LIFE INSURANCE COMPANY OF NORTH AMERICA and NOVARTIS VACCINES AND DIAGNOSTIC, INC. INSURANCE PLAN (collectively “the Parties”), through their respective counsel, hereby request and stipulate to a continuance of the pretrial conference and trial in this matter, currently set for March 23, 2010, March 29, 2010, respectively, for the following reasons:

This matter involves a bench trial under the Employee Retirement Income Security Act of 1974 (“ERISA”). This matter currently is set for a bench trial on March 29, 2010 with a pretrial conference set for March 22, 2010.

Settlement negotiations have been on-going since February 1, 2010. Significant progress has been made toward settlement with concessions by all Parties, but the Parties have not been able to come to a complete agreement as of March 5, 2010. Negotiations continue and slightly more time will benefit the negotiations.

The parties request a telephone settlement conference with the Magistrate assigned to this matter on a date as soon as reasonably possible that works for all parties and counsel.

In addition, additional time is needed to complete court ordered discovery in the event this matter does not settle.

Finally, the current trial date of March 29, 2010 is the start of the Passover holiday making it both highly inconvenient and prohibitive for both Steven Krafchick and Abraham Goldman, Plaintiff’s counsel. Defendants’ counsel, Sean Nalty, has no objection to moving the trial date in order to accommodate Plaintiff’s counsel.

The parties suggest any of the following dates for the new trial: May 3, May 10, May 17 or June 7.

Based on the forgoing, the parties hereby stipulate that the trial in this matter can be moved to May 3, May 10, May 17, or June 7 and respectfully request that the Court continue the trial and the pre-trial conference accordingly.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Dated: March 8th, 2010

/s/ Steven P. Krafchick
STEVEN P. KRAFCHICK
KRAFCHICK LAW FIRM

/s/ Abraham N. Goldman
ABRAHAM N. GOLDMAN
California State Bar No. 102080
ABRAHAM N. GOLDMAN &
ASSOCIATES, LTD

Attorneys for Plaintiff
TAMARA KNOPP

Dated: March 8th, 2010

/s/ Sean P. Nalty
SEAN P. NALTY
WILSON ELSER
Attorneys for Defendant
LIFE INSURANCE COMPANY OF NORTH
AMERICA

[PROPOSED] ORDER

Pursuant to the Stipulation above, the Trial for the above captioned matter is hereby:

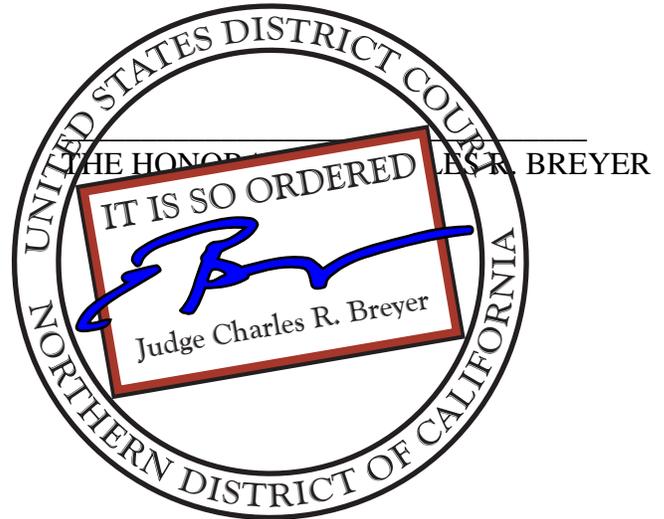
Continued to May 17, 2010 at 8:30 a.m..

The clerk shall issue a new Order setting the Pre-Trial Conference accordingly;

The pre-trial conference is continued to May 11, 2010 at 2:30 p.m.

IT IS SO ORDERED.

Dated: March 9, 2010



1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28