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21 UNITED STATES DISTRICT COURT
 22 NORTHERN DISTRICT OF CALIFORNIA
 23 SAN FRANCISCO DIVISION

24 DAPHNE P. RAND, by and through DEBRA
 25 J. DOLCH, as Conservator of the Person and
 26 Estate of DAPHNE P. RAND, Conservatee,
 27 on Behalf of Themselves and All Others
 28 Similarly Situated.

Plaintiff,

vs.

AMERICAN NATIONAL INSURANCE
 COMPANY, a Texas corporation.

Defendant.

Case No. CV 09 0639 SI

CLASS ACTION

**REVISED STIPULATION AND
 [PROPOSED] ORDER CONTINUING
 HEARING ON PLAINTIFF’S MOTION
 TO SUBSTITUTE AND DEFENDANT’S
 MOTION FOR PARTIAL SUMMARY
 JUDGMENT**

Judge Susan Illston

Action Filed: 02/12/09

This stipulation is made between Plaintiff DAPHNE P. RAND, by and through DEBRA J. DOLCH, as Conservator of the Person and Estate of DAPHNE P. RAND, Conservatee, (“Plaintiff”) and Defendant American National Insurance Company (“ANICO” or “Defendant”), by and through their respective counsel of records, based on the following:

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WHEREAS, Plaintiff's Motion to Substitute is currently set for hearing on May 7, 2010, in Department 10 at 9:00 a.m.

WHEREAS, Defendant filed an Opposition to the Plaintiff's Motion to Substitute on April 16, 2010.

WHEREAS, Defendant's Motion for Partial Summary Judgment, originally noticed for April 2, 2010, was continued by Stipulation and Order to May 14, 2010, in Department 10 at 9:00 a.m.

WHEREAS, the parties have agreed for purposes of judicial efficiency and economy, and because Plaintiff's counsel has scheduling conflicts on the current hearing dates, to move the hearing dates of both motions to June 25, 2010, in Department 10, at 9:00 a.m.

THEREFORE, it is hereby stipulated between the undersigned parties, through their counsel of record, that the hearing on Plaintiff's Motion to Substitute and Defendant's Motion for Partial Summary Judgment may be moved to be heard on June 25, 2010, in Department 10, at 9:00 a.m., subject to approval by the Court.

DATED: April 23, 2010

WATERS, KRAUS & PAUL

By: _____
INGRID M. EVANS
Attorneys for Plaintiff DAPHNE P. RAND, by and
through DEBRA J. DOLCH, as Conservator of the
Person and Estate of DAPHNE P. RAND, Conservatee

DATED: April 23, 2010

WILSON ELSER MOSKOWITZ EDELMAN & DICKER

By: _____
THOMAS M. HERILHY
Attorneys for Defendant AMERICAN NATIONAL
INSURANCE COMPANY

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ATTESTATION OF SIGNATURE

Pursuant to General Order No. 45, § X(b), I hereby attest under penalty of perjury that concurrence in the filing of the document has been obtained from all signatories.


DATED: April 23, 2010

WATERS, KRAUS & PAUL

By: _____/s/_____
INGRID M. EVANS

IT IS SO ORDERED.

DATED: _____

By  _____
The Honorable Susan Illston
District Court Judge