1	WATERS KRAUS & PAUL				
2	INGRID M. EVANS (179094) ievans@waterskraus.com				
3	JENNIFER MCINTOSH (264903)				
	jmcintosh@waterskraus.com 711 Van Ness Avenue, Suite 220				
4	San Francisco, CA 94102 Telephone: (415/296-6060 or				
5	800/226-9880 214/777-0470 (fax)				
6					
7	BONNETT, FAIRBOURN, FRIEDMAN & BALINT P.C. ANDREW S. FRIEDMAN (<i>Pro Hac Vice admission</i>)				
8	afriedman@bffb.com				
9	KIMBERLY C. PAGE (<i>Pro Hac Vice admission</i>) kpage@bffb.com				
10	2901 N. Central Avenue, Suite 1000				
11	Phoenix, AZ 85012 Telephone: 602/274-1100				
	602/274-1199 (fax)				
12	Attorneys for Plaintiff and the Putative Class				
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14	UNITED STATES DISTRICT COURT				
15	NORTHERN DISTRICT OF CALIFORNIA				
16	SAN FRANCISCO DIVISION				
17	DAPHNE P. RAND, by and through DEBRA J. DOLCH, as Conservator of the Person and	Case No. CV 09 0639 SI			
18	Estate of DAPHNE P. RAND, Conservatee, on Behalf of Themselves and All Others Similarly	CLASS ACTION			
19	Situated.	AMENDED STIPULATION AND			
20	Plaintiff,	[PROPOSED] ORDER CONTINUING BRIEFING SCHEDULE			
21	VS.	Judge Susan Illston			
22	AMERICAN NATIONAL INSURANCE COMPANY, a Texas corporation.	Action Filed: 02/12/09			
23	Defendant.				
24					
25	This stipulation is made between Plaintiff DEBRA J. DOLCH, as Special Administrator of				
26	the Estate of DAPHNE P. RAND ("Plaintiff") an	d Defendant American National Insurance			
27	Company ("ANICO" or "Defendant"), by and through their respective counsel of records, based				
28	on the following:				
		1 ORDER CONTINUING BRIEFING SCHEDULE			
	AWIENDED STIPULATION AND PROPOSED	Dockets.Justia			

1	WHEREAS, on August 19, 2010 (dkt. 130), the court moved Defendant's Motion for				
2	Partial Summary Judgment, previously set for September 3, 2010, to September 10, 2010 at 9:00				
3	a.m. in Courtroom 10.				
4	WHEREAS, Plaintiff agrees she will not ame	nd the complaint or add	parties between now		
5	and the time ANICO memory de to her Motion for Class Cortification, but recorning the right to so				
6	and the time ANICO responds to her Motion for Class Certification, but reserves the right to so				
7	amend and/or intervene with a new or additional plaintiff based upon any challenges or objections				
8	by Defendant. Defendant reserves its rights to any and all defenses to such amendment or				
9	interventions, if any.				
10	WHEREAS, the current schedule requires pla	intiffs to submit their cl	ass certification		
11	motion and expert disclosures on September 21, 2010) and one of plaintiff's c	counsel, Ingrid Evans,		
12	will be out of the country during that time period. Additionally, plaintiff's counsel Andrew				
13					
14	Friedman is set for trial on September 13, 2010, and is unavailable during that time.				
15	Additionally, the parties are still conducting discovery: Defendant has not yet completed				
16	document production; and depositions of additional witnesses will be scheduled after the final				
17	document production. The parties believe that the current scheduling order on class certification				
18	should be modified to allow for completion of discovery, resolution of any discovery disputes and				
	should be modified to allow for completion of discov	ery, resolution of any di	iscovery disputes and		
19	should be modified to allow for completion of discov any other matters, as follows:	ery, resolution of any d	iscovery disputes and		
19		ery, resolution of any di Current Dates	iscovery disputes and Proposed Dates		
19 20					
19 20 21	any other matters, as follows: Plaintiff's Motion for Class Certification and Designation of Class Cert Experts	Current Dates September 21, 2010	Proposed Dates November 4, 2010		
19 20 21 22	any other matters, as follows: Plaintiff's Motion for Class Certification and	Current Dates	Proposed Dates		
 19 20 21 22 23 	any other matters, as follows: Plaintiff's Motion for Class Certification and Designation of Class Cert Experts Defendant's Opposition to Motion for Class Certification and Expert Disclosures Plaintiff's Reply in Support of Motion for Class	Current Dates September 21, 2010	Proposed Dates November 4, 2010		
 19 20 21 22 23 24 	any other matters, as follows: Plaintiff's Motion for Class Certification and Designation of Class Cert Experts Defendant's Opposition to Motion for Class Certification and Expert Disclosures	Current Dates September 21, 2010 November 9, 2010	Proposed Dates November 4, 2010 January 6, 2010		
 19 20 21 22 23 24 25 	any other matters, as follows: Plaintiff's Motion for Class Certification and Designation of Class Cert Experts Defendant's Opposition to Motion for Class Certification and Expert Disclosures Plaintiff's Reply in Support of Motion for Class	Current Dates September 21, 2010 November 9, 2010	Proposed Dates November 4, 2010 January 6, 2010		
 19 20 21 22 23 24 25 26 	any other matters, as follows: Plaintiff's Motion for Class Certification and Designation of Class Cert Experts Defendant's Opposition to Motion for Class Certification and Expert Disclosures Plaintiff's Reply in Support of Motion for Class Certification	Current Dates September 21, 2010 November 9, 2010 November 30, 2010	Proposed Dates November 4, 2010 January 6, 2010 January 20, 2010		
 19 20 21 22 23 24 25 26 27 	any other matters, as follows: Plaintiff's Motion for Class Certification and Designation of Class Cert Experts Defendant's Opposition to Motion for Class Certification and Expert Disclosures Plaintiff's Reply in Support of Motion for Class Certification	Current Dates September 21, 2010 November 9, 2010 November 30, 2010 December 20, 2010	Proposed Dates November 4, 2010 January 6, 2010 January 20, 2010 January 31, 2010		

1	THEREFORE, it is hereby stipulated between the undersigned parties, through their		
2	counsel of record, that the briefing schedule for Plaintiff's Motion Class Certification briefing may		
3	be continued as set forth above, subject to approval by the Court.		
4			
5	DATED: September 7, 2010	WATERS, KRAUS & PAUL	
6		Dru /o/	
7		By: /s/ INGRID M. EVANS	
8 9		Attorneys for Plaintiff DEBRA J. DOLCH, as Special Administrator of the Estate of DAPHNE P. RAND	
10	DATED: September 7, 2010	GREER, HERZ & ADAMS, LLP	
11			
12		By: /s/	
13		JOSEPH R. RUSSO Attorneys for Defendant AMERICAN NATIONAL	
14		INSURANCE COMPANY	
15	ATTESTATION OF SIGNATURE		
16	Pursuant to General Order No. 45, § X(b), I hereby attest under penalty of perjury that		
17	concurrence in the filing of the d	ocument has been obtained from all signatories.	
18			
19	DATED: September 7, 2010	WATERS, KRAUS & PAUL	
20		By:/s/	
21		INGRID M. EVANS	
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	AMENDED STIPULATION AND PROPOSED ORDER CONTINUING BRIEFING SCHEDULE		

1	IT IS SO ORDERED.
2	DATED:
3	DATED: By
4	The Honorable Susan Illston
5	District Court Judge
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	AMENDED STIPULATION AND PROPOSED ORDER CONTINUING BRIEFING SCHEDULE