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

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

Plaintiff,

vs.

28 AMERICAN NATIONAL INSURANCE
 COMPANY, a Texas corporation.

Defendant.

Case No. CV 09 0639 SI

CLASS ACTION

**AMENDED STIPULATION AND
 [PROPOSED] ORDER CONTINUING
 BRIEFING SCHEDULE**

Judge Susan Illston

Action Filed: 02/12/09

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

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 amend the complaint or add parties between now
5 and the time ANICO responds to her Motion for Class Certification, but reserves the right to so
6 amend and/or intervene with a new or additional plaintiff based upon any challenges or objections
7 by Defendant. Defendant reserves its rights to any and all defenses to such amendment or
8 interventions, if any.

9
10 WHEREAS, the current schedule requires plaintiffs to submit their class certification
11 motion and expert disclosures on September 21, 2010 and one of plaintiff's counsel, Ingrid Evans,
12 will be out of the country during that time period. Additionally, plaintiff's counsel Andrew
13 Friedman is set for trial on September 13, 2010, and is unavailable during that time.

14
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
19 any other matters, as follows:

	Current Dates	Proposed Dates
21 Plaintiff's Motion for Class Certification and 22 Designation of Class Cert Experts	September 21, 2010	November 4, 2010
23 Defendant's Opposition to Motion for Class 24 Certification and Expert Disclosures	November 9, 2010	January 6, 2010
25 Plaintiff's Reply in Support of Motion for Class 26 Certification	November 30, 2010	January 20, 2010
27 Hearing on Motion for Class Certification	December 20, 2010	January 31, 2010

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IT IS SO ORDERED.

DATED: _____

By 

The Honorable Susan Illston
District Court Judge