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STIPULATION AND [PROPOSED] ORDER TO EXTEND DEADLINE FOR CONDUCTING EARLY
NEUTRAL EVALUATION

1 WHEREAS, the appointed evaluator Charles G. Miller has agreed to make himself
2 available for an ENE session on a new date if the parties are able to obtain an extension in order to
3 await the Court's order on plaintiff's motion for class certification;

4 IT IS HEREBY STIPULATED by and between the parties hereto that the deadline for
5 conducting the ENE session will be extended to June 15, 2010.

6
7 Date: October 12, 2009

WILSON, ELSER, MOSKOWITZ,
EDELMAN & DICKER LLP

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9 By: /s/ Thomas M. Herlihy
10 THOMAS M. HERLIHY
11 Attorneys for Defendant
12 AMERICAN NATIONAL INSURANCE
COMPANY

13 Date: October 12, 2009

WATERS KRAUS & PAUL

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15 By: /s/ Ingrid M. Evans
16 INGRID M. EVANS
17 Attorneys for Plaintiff
18 DAPHNE P. RAND

19 **ORDER**

20 Good cause appearing therefore, IT IS HEREBY ORDERED that the deadline for
conducting the ENE session will be extended to June 15, 2010.

21
22 Date: _____

By: 
23 HONORABLE SUSAN ILLSTON
24 United States District Judge
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CERTIFICATE OF SERVICE

I hereby certify that on October 12, 2009, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the e-mail addresses denoted on the Electronic Mail Notice List.

I certify under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed on October 12, 2009.

/s/ Shivani Nanda
SHIVANI NANDA

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