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5 Attorney for Defendant
 6 STATE FARM MUTUAL AUTOMOBILE INSURANCE COMPANY
 (sued erroneously as State Farm Insurance Company)

7
 8 UNITED STATES DISTRICT COURT
 9 NORTHERN DISTRICT OF CALIFORNIA

10 JENNIFER L. BROWN,
 11 Plaintiff,

12 v.

13 VICTOR ALEJANDRO CORNU, STATE
 FARM INSURANCE COMPANY; and DOES 1
 14 through 50,
 15 Defendants.

CASE NO. C09-00661 MHP

**STATE FARM MUTUAL AUTOMOBILE
 INSURANCE COMPANY'S
 ADMINISTRATIVE REQUEST FOR
 LEAVE TO FILE A MOTION TO DROP
 AND DISMISS A MISJOINED
 DEFENDANT AND STAY THE
 LAWSUIT PENDING RESOLUTION OF
 ARBITRATION**

16
 17
 18 **REQUEST FOR ADMINISTRATIVE RELIEF**

19 Pursuant to this Court's Standing Order, paragraph 4, defendant State Farm Mutual
 20 Automobile Insurance Company ("State Farm") hereby submits this administrative request for leave
 21 to file the attached Motion to Drop and Dismiss a Misjoined Defendant and Stay the Lawsuit
 22 Pending Resolution of Arbitration. State Farm respectfully submits there is good cause to hear the
 23 motion before the initial Case management Conference because this motion addresses the existence
 24 of diversity jurisdiction in this matter.

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 28 ///

1 Dated: February 13, 2009

HAYES DAVIS BONINO ELLINGSON
McLAY & SCOTT, LLP

2
3 By 

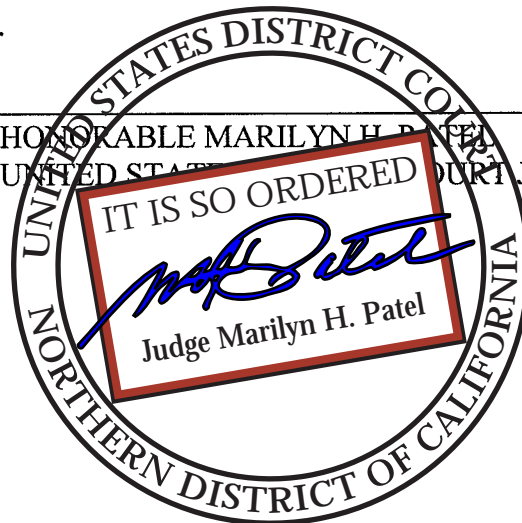
4 STEPHEN M. HAYES
5 STEPHEN P. ELLINGSON
6 JAMIE A. RADACK
7 Attorneys for Defendant
8 STATE FARM MUTUAL AUTOMOBILE
9 INSURANCE COMPANY

8 **[PROPOSED] ORDER**

9 State Farm's administrative request for leave to file the attached Motion to Drop and
10 Dismiss a Misjoined Defendant and Stay the Lawsuit Pending Resolution of Arbitration is hereby
11 granted. Said motion is hereby deemed filed as of the date of this Order. The hearing on said
12 motion is hereby scheduled for April 6, 2009.

13 Dated: 2/19, 2009

14 HONORABLE MARILYN H. PATEL
15 UNITED STATES DISTRICT COURT JUDGE



1 **CASE NAME: Brown (Jennifer L.) v. State Farm**
2 **ACTION NO.: C09-00661 MHP**

3 **PROOF OF SERVICE**

4 I am a citizen of the United States. My business address is 203 Redwood Shores Pkwy., Ste.
5 480, Redwood Shores, California 94065. I am employed in the County of San Mateo where this
6 service occurs. I am over the age of 18 years, and not a party to the within cause. I am readily
7 familiar with my employer's normal business practice for collection and processing of
8 correspondence for mailing with the U.S. Postal Service, and that practice is that correspondence is
9 deposited with the U.S. Postal Service the same day as the day of collection in the ordinary course
10 of business.

11 On the date set forth below, following ordinary business practice, I served a true copy of the
12 foregoing document(s) described as:

13 **STATE FARM MUTUAL AUTOMOBILE INSURANCE COMPANY'S**
14 **ADMINISTRATIVE REQUEST FOR LEAVE TO FILE A MOTION TO DROP AND**
15 **DISMISS A MISJOINED DEFENDANT AND STAY THE LAWSUIT PENDING**
16 **RESOLUTION OF ARBITRATION**

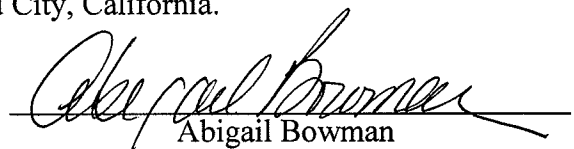
- 17 (BY FAX) by transmitting via facsimile the document(s) listed above to the fax
18 number(s) set forth below, or as stated on the attached service list, on this date
19 before 5:00 p.m.
- 20 (BY MAIL) I caused such envelope(s) with postage thereon fully prepaid to be
21 placed in the United States mail at Redwood City, California.
- 22 (BY PERSONAL SERVICE) I caused such envelope(s) to be delivered by hand
23 this date to the offices of the addressee(s).
- 24 (BY OVERNIGHT DELIVERY) I caused such envelope(s) to be delivered to an
25 overnight delivery carrier with delivery fees provided for, addressed to the
26 person(s) on whom it is to be served.

27 Jennifer L. Brown, Esq.
28 BROWN, PENNINGTON
1750 Montgomery Street, Suite 1094
San Francisco, CA 94111-1000
Telephone: 415.864.2727
Facsimile: 415.864.6767

In Pro Per

- (*Federal*) I declare under penalty of perjury under the laws of the State of
California that the above is true and correct.

Executed on February 18, 2009, at Redwood City, California.


Abigail Bowman