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7 Attorneys for Defendants
 8 UNUM GROUP (formerly known as
 9 UNUMPROVIDENT CORPORATION) and
 10 THE PAUL REVERE LIFE INSURANCE COMPANY

11 **UNITED STATES DISTRICT COURT**
 12 **NORTHERN DISTRICT OF CALIFORNIA**

| | |
|---|---|
| <p>13 SEAN S. MAY, M.D.</p> <p>14 Plaintiff,</p> <p>15 vs.</p> <p>16 UNUMPROVIDENT CORPORATION, THE</p> <p>17 PAUL REVERE LIFE INSURANCE</p> <p>18 COMPANY and UNUM GROUP, inclusive,</p> <p>19 Defendants.</p> | <p>) Case No.: C09-01537 VRW (ADR)</p> <p>)</p> <p>) STIPULATION TO CONTINUE</p> <p>) HEARING DATE ON DEFENDANTS'</p> <p>) MOTION TO DISMISS</p> |
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21 Plaintiff Sean S. May, M.D., and Defendants Unum Group (formerly known as

22 UnumProvident Corporation), and The Paul Revere Life Insurance Company, through their

23 respective counsel of record, hereby stipulate that the Court may continue the hearing date (and

24 all attendant deadlines) on Defendants' Motion to Dismiss for two weeks. Plaintiff's opposition

25 already has been filed, but the parties have not previously stipulated to continue the hearing date.

26 The hearing date was not specially set by the Court.

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1 Pursuant to Northern District Local Rule 6-1(a), the parties, hereby respectfully request
2 that the Court continue the hearing date on Defendants' Motion to Dismiss from September 2,
3 2010, to September 16, 2010.

4 Good cause exists for this request due to the unexpected unavailability of persons
5 involved in handling the matter on behalf of defendants. A two week continuance of the hearing
6 date will allow defendants the additional time necessary to prepare their reply brief.

7
8 **IT IS SO STIPULATED.**

9 KNOX RICKSEN, LLP

10
11 Dated: August 17, 2010

12 By _____ /s/ _____
13 Thomas E. Fraysse
14 Attorney for Plaintiff
15 SEAN S. MAY, M.D.

16 WILSON, ELSER, MOSKOWITZ, EDELMAN &
17 DICKER LLP

18
19 Dated: August 17, 2010

20 By _____ /s/ _____
21 Thomas M. Herlihy
22 John T. Burnite
23 Attorney for Defendants UNUM GROUP (formerly
24 known as UNUMPROVIDENT CORPORATION) and
25 THE PAUL REVERE LIFE INSURANCE COMPANY

26 **ORDER**

27 IT IS SO ORDERED that Defendants' Motion to Dismiss shall be continued from September 2,
28 2010, to September 16, 2010, and that all attendant dates are continued accordingly.

29 Date: August 19, 2010

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THE UNITED STATES DISTRICT COURT
Northern District of California
Vaughn R. Walker
Judge
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Judge