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15 Attorneys for Defendant
 THE MEGA LIFE AND HEALTH INSURANCE
 16 COMPANY

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 18 **UNITED STATES DISTRICT COURT**
 19 **NORTHERN DISTRICT OF CALIFORNIA**

20 RICHARD DOBLE, an individual, and
 ROCHELLE DOBLE, an individual,
 21
 22 Plaintiffs,
 23 v.
 24 THE MEGA LIFE AND HEALTH
 INSURANCE COMPANY,
 25
 26 Defendant.

Case No. CV 09-1611 CRB

**STIPULATION AND ~~PROPOSED~~
 ORDER TO EXTEND DATE FOR
 DISMISSAL OF CASE**

Hon. Charles R. Breyer

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1 Plaintiffs Richard and Rochelle Doble (“Plaintiffs”) and Defendant The MEGA Life and
2 Health Insurance Company (“Defendant”), by and through their undersigned counsel, hereby
3 stipulate and agree as follows:

4 WHEREAS the parties advised the Court on November 19, 2010 that the parties had
5 reached a settlement;

6 WHEREAS on November 19, 2010 the Court granted a conditional dismissal of the case,
7 ordering the case would be dismissed in 30 days unless a party advised the Court that the agreed
8 consideration for the settlement had not been exchanged;

9 WHEREAS the last day to advise the Court that the agreed consideration for the
10 settlement had not been exchanged in order to avoid dismissal of the case is December 19, 2010;

11 WHEREAS the parties have engaged in extensive negotiations drafting the written
12 settlement agreement;

13 WHEREAS despite their best efforts, the parties will not be able to exchange the agreed
14 consideration prior to December 19, 2010,

15 NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED by the parties,
16 through their undersigned counsel, that the last day to advise the Court that the agreed
17 consideration for the settlement had not been exchanged in order to avoid dismissal of the case
18 shall be extended to January 15, 2011.

19 **IT IS SO STIPULATED**

20 DATED: December 15, 2010

KERR & WAGSTAFFE LLP

21 By _____ /s/
22 MICHAEL NG

23 Attorneys for Plaintiffs
24 RICHARD DOBLE and ROCHELLE DOBLE
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ORDER

Having reviewed the stipulation submitted by the parties, and good cause appearing, the Court hereby orders the following:

The case shall remain pending until January 15, 2011. If neither party has advised the Court that the agreed consideration for settlement has not been exchanged by that time, the case shall be dismissed. Should either party so advise, the matter shall be set for trial forthwith.

IT IS SO ORDERED.

DATED: December 20, 2010

