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

17  
 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**

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 Court previously extended the date for the parties to advise the Court that  
5 the agreed consideration for the settlement had not been exchanged in order to avoid dismissal of  
6 the case to January 15, 2011;

7 WHEREAS the parties have continued to engage in extensive settlement negotiations and  
8 have approved a written settlement agreement;

9 WHEREAS despite their best efforts, the parties require additional time to obtain  
10 signatures on the settlement agreement and exchange consideration;

11 NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED by the parties,  
12 through their undersigned counsel, that the last day to advise the Court that the agreed  
13 consideration for the settlement had not been exchanged in order to avoid dismissal of the case  
14 shall be extended to January 24, 2011.

15 **IT IS SO STIPULATED**

16 DATED: January 13, 2011

**KERR & WAGSTAFFE LLP**

17 By \_\_\_\_\_ /s/  
18 MICHAEL NG

19 Attorneys for Plaintiffs  
20 RICHARD DOBLE and ROCHELLE DOBLE

21 DATED: January 12, 2011

**SHEPPARD, MULLIN, RICHTER &  
HAMILTON LLP**

22  
23 By \_\_\_\_\_ /s/  
24 FRED PUGLISI

25 Attorneys for Defendant  
26 THE MEGA LIFE AND HEALTH INSURANCE  
27 COMPANY  
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I, Michael Ng, am the ECF User whose ID and password are being used to file this Stipulation and [Proposed] Order to Modify the Court's Scheduling Order. In compliance with General Order 45, X.B., I hereby attest that Fred Puglisi, counsel for Defendant, has concurred in this filing.

DATED: January 13, 2011

**KERR & WAGSTAFFE LLP**

By                     /s/                      
MICHAEL NG

Attorneys for Plaintiffs  
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 24, 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:** January 19, 2011

