

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JEFFREY H. SHATTUCK,)	Case No. CV-09 02095 EDL
)	
Plaintiff,)	[PROPOSED] AMENDED CASE
)	MANAGEMENT ORDER
v.)	
)	
THE PRUDENTIAL INSURANCE)	
COMPANY OF AMERICA, GREY)	
GLOBAL GROUP, INC. LONG TERM)	
DISABILITY PLAN,)	
)	
Defendants.)	
_____)	

Following the submission of the Joint Case Management Statement by Plaintiff Jeffrey H. Shattuck and Defendants The Prudential Insurance Company of America and Grey Global Group, Inc. Long Term Disability Plan and the parties' appearance at the August 25, 2009 Case Management Conference, the Court orders as follows::

1. The parties shall meet and confer regarding the applicable standard of review and the appropriateness of discovery in this case. The parties shall meet

1 and confer regarding the applicable standard of review and the appropriateness of
 2 discovery in this case. By September 11, 2009, the parties will file either a joint
 3 stipulation as to the standard of review and appropriateness of discovery, or a joint
 4 stipulation requesting a hearing date for cross-motions on the standard of review
 5 and discovery issues. The cross-motions shall address the applicable standard of
 6 review and appropriateness of discovery; Plaintiff's cross-motion shall set forth the
 7 discovery requested (including depositions requested) and the deadlines in which
 8 to conduct such discovery. Should the parties fail to submit a joint
 9 stipulation regarding the standard of review and discovery issues by September 11,
 10 2009, the Court shall set a hearing date for such cross-motions.

11 2. A court trial pursuant to Rule 52 of the Federal Rules of Civil
 12 Procedure shall be held on April 27, 2010 before this Court. The parties shall
 13 submit cross-motions for judgment according the following briefing schedule:

14	February 23, 2010	Last date for Plaintiff to file Motion for Judgment
15	March 9, 2010	Last day for Defendants to file Opposition to Plaintiff's
16		Motion for Judgment/ Cross-Motion for Judgment
17	March 23, 2010	Last day for Plaintiff to file Opposition to Defendants'
18		Cross-Motion for Judgment/ Reply In Support of
19		Plaintiff's Motion for Judgment
20	April 6, 2010	Last day for Defendants to file Reply In Support of
21		Defendants' Cross-Motion for Judgment

22 All briefs submitted according to the above briefing schedule shall not
 23 exceed 25 pages.

24 IT IS SO ORDERED.

25 Dated: September 3, 2009

26 ELIZABETH D. LAPORTE
 27 United States Magistrate Judge

