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14 Attorneys for Defendants  
 15 LIFELINE SYSTEMS COMPANY and LIFELINE SYSTEMS, INC.

16 **IN THE UNITED STATES DISTRICT COURT**  
 17 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**  
 18

19  
 20 KENNETH C. RUMP,  
 21 Responding Party,  
 22 v.  
 23 PHILIPS LIFELINE, an entity; and DOES 1-  
 24 50, inclusive,  
 25 Defendants.

Case No: 3:09-CV-03271

**STIPULATION RE DUE DATE FOR  
 AND FORMAT OF DEFENDANTS'  
 OPPOSITION PAPERS TO  
 PLAINTIFF'S MOTION FOR ORDER  
 REOPENING DISCOVERY  
 PROCEEDINGS**

26 WHEREAS, under the Court's Standing Order of May 2006, parties seeking the Court's  
 27 intervention in a discovery dispute shall submit the dispute to the Court for consideration via  
 28 letter brief;  
 29

30 **STIPULATION RE DUE DATE FOR AND FORMAT OF DEFENDANTS' OPPOSITION PAPERS TO PLAINTIFF'S  
 MOTION FOR ORDER REOPENING DISCOVERY PROCEEDINGS**  
 RUMP V. PHILIPS LIFELINE, ET AL.  
 CASE NO. 3:09-CV-03271

1 WHEREAS, the plaintiff in this action filed a noticed motion with the court for an order  
2 reopening discovery proceedings, said motion to be heard on October 5, 2010 at 9:00 a.m.;

3 WHEREAS, the undersigned parties desire to comply with the Court's Standing Order of  
4 May 2006;

5 NOW THEREFORE, KENNETH C. RUMP, the plaintiff in this action, ("Plaintiff") and  
6 LIFELINE SYSTEMS COMPANY and LIFELINE SYSTEMS, INC., the defendants,  
7 ("Defendants") stipulate and consent, in writing, as follows:  
8

9 (1) Defendants shall file a response to Plaintiff's Motion for Order Reopening Discovery  
10 Proceedings no later than Friday, September 17, 2010 in the same format that Plaintiff utilized  
11 for his noticed motion;

12 (2) Plaintiff shall file no reply to Defendants' opposition papers;

13 (3) The Motion for Order Reopening Discovery Proceedings shall be submitted on the  
14 papers, and the hearing thereon scheduled for October 5, 2010 shall be vacated; and

15 (4) In the event that the Court determines that the issue requires oral argument, the  
16 parties hereto request that an alternate date for a conference be selected because counsel for  
17 Defendants has a prior commitment scheduled on October 5, 2010.  
18

19  
20 Dated: September 10, 2010

/s/ Erica Rocush  
ERICA ROCUSH, ESQ.  
Attorney for Defendants LIFELINE SYSTEMS  
COMPANY and LIFELINE SYSTEMS, INC.

21  
22  
23 Dated: September 10, 2010

/s/ Ray T. Rockwell  
RAY T. ROCKWELL, ESQ.  
Attorney for Plaintiff KENNETH C. RUMP

24  
25  
26 SO ORDERED.



UNITED STATES DISTRICT COURT JUDGE

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8 Attorney for Plaintiff

9  
10 **IN THE UNITED STATES DISTRICT COURT**  
11 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**

12 KENNETH C. RUMP, an individual,

13 Plaintiff,

14 v.

15 PHILIPS LIFELINE, an entity; and DOES 1-  
16 50, inclusive,

17 Defendants.

Case No: CV 09 3271

**CERTIFICATE OF SERVICE**

18 **CERTIFICATE OF SERVICE**

19 I am employed in the County of Contra Costa, State of California. I am over the age of eighteen  
20 years and not a party to the within case; my business address is: 2255 Morello Avenue, Suite  
21 240, Pleasant Hill, California 94523. On this day I caused to be served the document(s) listed  
22 below:

23  
24 **STIPULATION RE DUE DATE FOR AND FORMAT OF DEFENDANTS' OPPOSITION**  
25 **PAPERS TO PLAINTIFF'S MOTION FOR ORDER REOPENING DISCOVERY**  
26 **PROCEEDINGS**

27 **Lifeline Systems Company**

28 represented by **Thomas Michael McInerney**  
29 **CERTIFICATE OF SERVICE**

30 Ogletree Deakins Nash Smoak &

RUMP v. PHILIPS LIFELINE, et al.  
Case No. CV 09 3271

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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

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*ATTORNEY TO BE NOTICED*

By emailing or electronically transmitting, based upon agreement of the parties to accept service by e-mail or electronic transmission, the documents to the person at the e-mail addresses listed above. I did not receive, within a reasonable time after the transmission, any electronic message or other indication that the transmission was unsuccessful. I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on September 10, 2010 at Pleasant Hill, California.

/s/

\_\_\_\_\_  
Donna P. White

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**CERTIFICATE OF SERVICE**

RUMP v. PHILIPS LIFELINE, et al.  
Case No. CV 09 3271