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 UNUM LIFE INSURANCE COMPANY OF AMERICA;
 7 UNUM GROUP

8
 9 UNITED STATES DISTRICT COURT
 10 FOR THE NORTHERN DISTRICT OF CALIFORNIA

13	REBECCA I. BELO, conservator of the Estate)	
14	of TAMBA DAVIS, conservatee and TAMBA)	CASE NO. C 09-03562 CW
	DAVIS,)	
15	Plaintiffs,)	STIPULATION AND ORDER TO
16	vs.)	CONTINUE THE DECEMBER 8,
17	UNUMPROVIDENT COMPANIES; UNUM)	2009 CASE MANAGEMENT
18	INC., a corporation; DOE ONE through DOE)	CONFERENCE
19	FIVE and FIRST CORPORATION through)	
	FIFTH CORPORATION,)	ORDER
20	Defendants.)	

21 IT IS HEREBY STIPULATED by and between the plaintiffs REBECCA I. BELO,
 22 conservator of the Estate of TAMBA DAVIS, conservatee and TAMBA DAVIS and defendants
 23 UNUM GROUP and UNUM LIFE INSURANCE COMPANY OF AMERICA, through their
 24 respective counsel of record that the December 8, 2009 at 2:00 p.m. Case Management
 25 Conference be continued to April 6, 2010 at 2:00 p.m., or thereafter, at the Court's convenience.

26 GOOD CAUSE EXISTS for this brief continuance as the parties have been meeting and
 27 conferring regarding the pleadings, plaintiffs have agreed to amend the complaint to state a
 28 single claim based upon the additional tax liability they incurred due to the lump sum payment of

1 disability benefits and, thus, the pleadings may not be at issue before the currently set December
2 8, 2009 at 2:00 p.m. Case Management Conference. Furthermore, the parties are engaged in
3 settlement negotiations that may make the Case Management Conference unnecessary.

4 SO STIPULATED.

5 RIMAC MARTIN, P.C.

6
7 DATED: November 9, 2009

8 By: /s/ WILLIAM REILLY
9 WILLIAM REILLY
10 Attorneys for Defendants
11 UNUM LIFE INSURANCE COMPANY
12 OF AMERICA; UNUM GROUP

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14 SMITH & BURSTEIN

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16 DATED: November 9, 2009

17 By: /s/ JACK B. BURSTEIN
18 JACK B. BURSTEIN
19 Attorneys for Plaintiffs

20
21 **ORDER**

22 The parties having stipulated thereto, IT IS HEREBY ORDERED that the Case
23 Management Conference will take place on April 20, 2010, at 2:00 p.m.

24 SO ORDERED.

25
26 DATED: November 9, 2009 By:

27 *Claudia Wilken*
28 CLAUDIA WILKEN
United States District Judge