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10 Attorneys for Defendants Accredo Health  
 11 Group, Inc. and Medco Health Solutions,  
 12 Inc.

13 UNITED STATES DISTRICT COURT  
 14 NORTHERN DISTRICT OF CALIFORNIA

15 CATHRYN REID,

16 Plaintiff,

17 vs.

18 ACCREDO HEALTH, INC., a Delaware  
 19 corporation; MEDCO HEALTH  
 20 SOLUTIONS, INC., a Delaware corporation;  
 21 LINCOLN NATIONAL LIFE INSURANCE  
 22 CO., an Indiana corporation; JEFFERSON  
 23 PILOT FINANCIAL INSURANCE  
 24 COMPANY, a Nebraska corporation; SUN  
 25 LIFE ASSURANCE COMPANY OF  
 26 CANADA, a Canadian corporation as DOE 1;  
 27 and DOES 2 to 25, inclusive,

28 Defendants.

Case No. CV 10-02332 MMC

**STIPULATION, DECLARATION AND  
 [PROPOSED] ORDER TO CONTINUE  
 CASE MANAGEMENT CONFERENCE  
 FROM MAY 13, 2011 TO JUNE 10, 2011**

**AND ORDER THEREON**

29 Pursuant to Local Rule 6, this stipulation is made by and between plaintiff Cathryn Reid  
 30 and defendants Accredo Health Group, Inc., Medco Health Solutions, Inc., Lincoln National Life  
 31 Insurance Co., Jefferson Pilot Financial Insurance Company, and Sun Life Assurance Company  
 32 of Canada, by and through their respective counsel of record, with respect to the following:

33 WHEREAS, on August 26, 2010, the parties filed a stipulation continuing the initial case

1 management conference from September 3, 2010 to October 29, 2010, which the Court approved  
2 on August 27, 2010;

3 WHEREAS, on October 29, 2010, the Court held an initial case management conference  
4 in this matter, which conference the Court continued to May 13, 2011;

5 WHEREAS, as set forth in the declaration of Nicole A. Diller, lead counsel for Accredo  
6 Health Group, Inc. and Medco Health Solutions, Inc. has determined that she is unavailable to  
7 personally appear before the Court on May 13, 2011;

8 WHEREAS, the parties are willing to agree to a continuance of the case management  
9 conference so all parties can have counsel attend the conference in person; and,

10 WHEREAS, counsel for all parties have discussed their availability and determined that  
11 the first available Friday on which all counsel can attend a case management conference is June  
12 10, 2011;

13 NOW, THEREFORE, the parties hereby jointly request, and respectfully ask the Court to  
14 order, as follows:

15 That the case management conference be continued to June 10, 2011, with a joint case  
16 management conference statement due on or before June 3, 2011.

17 IT IS SO STIPULATED.

18 Dated: April 7, 2011

BARGER & WOLEN LLP

19  
20 By: /s/ Jennifer N. Lee

MARTIN E. ROSEN  
JENNIFER N. LEE

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22 Attorneys for Defendants  
23 Lincoln National Life Insurance Co. and  
24 Jefferson Pilot Financial Insurance  
25 Company

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Dated: April 7, 2011

DONAHUE GALLAGHER WOODS LLP

By: /s/ George J. Barron  
GEORGE J. BARRON

Attorneys for Plaintiff  
Cathryn Reid

Dated: April 7, 2011

MORGAN, LEWIS & BOCKIUS LLP

By: /s/ Nicole A. Diller  
NICOLE A. DILLER  
ANGEL T. LIN

Attorneys for Defendants  
Accredo Health, Inc. and Medco Health  
Solutions, Inc.

Dated: April 7, 2011

OGLETREE, DEAKINS, NASH, SMOAK &  
STEWART, P.C.

By: /s/ Christopher M. Ahearn  
MARK SCHMIDTKE  
CHRISTOPHER M. AHEARN

Attorneys for Defendant  
Sun Life Assurance Company Of Canada

**ATTESTATION**

Pursuant to General Order 45(X), I attest that concurrence in the filing of this document  
has been obtained from each of the other signatories.

Dated: April 7, 2011

By: /s/ Nicole A. Diller  
Nicole A. Diller

1 **DECLARATION OF NICOLE A. DILLER**

2 1. I am a partner at the law firm of Morgan, Lewis & Bockius LLP (“Morgan  
3 Lewis”), attorneys of record for defendants Accredo Health Group, Inc. and Medco Health  
4 Solutions, Inc. I am licensed to practice law in the State of California and have been admitted to  
5 practice in the Northern District of California. I have direct and personal knowledge of the facts  
6 set forth in this declaration and, if called and sworn as a witness, I would competently testify to  
7 these facts.

8 2. A scheduling conflict has arisen between the case management conference  
9 scheduled in this matter for May 13, 2011 and another matter for which I am counsel of record,  
10 which is pending in the United States District Court, District of Minnesota. The defendants in  
11 that matter filed a motion to dismiss on March 21, 2011. A cancellation in the Court’s calendar  
12 provided an opening for the hearing of that motion on May 13, 2011, while the next available  
13 hearing was not for a number of months later. Given the case management deadlines in that  
14 matter and the issues raised by the motion to dismiss, defendants determined it would best serve  
15 the parties’ interests to obtain the earliest possible resolution on their motion. Among other  
16 things, deferring resolution of the motion for a substantial time period would potentially subject a  
17 defendant who may be dismissed by the Court’s ruling on the motion to very time consuming,  
18 costly and disruptive discovery that plaintiffs will agree to defer if the motion is resolved in the  
19 near future.

20 3. Rather than request to appear at the case management conference in this matter  
21 telephonically on the scheduled date, I contacted counsel for all parties to seek agreement to  
22 request a continuance of the case management conference to permit me to personally appear at  
23 the conference. After several e-mail exchanges, counsel determined that the first available Friday  
24 following May 13, 2011 on which all counsel can attend a case management conference is June  
25 10, 2011.

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I declare under the penalty of perjury under the laws of the United States of America that the foregoing is true and accurate.

Executed this 7th day of April, 2011 at San Francisco, California.

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/s/ Nicole A. Diller  
Nicole A. Diller

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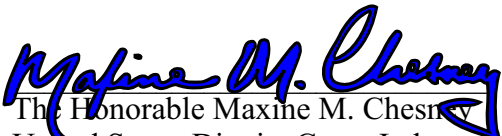
~~PROPOSED~~ ORDER

Pursuant to stipulation, the Court hereby ORDERS as follows:

1. The case management conference is continued from May 13, 2011 to June 10, 2011;
- and
2. The joint case management conference statement is due on or before June 3, 2011.

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: April 11, 2011

  
The Honorable Maxine M. Chesney  
United States District Court Judge