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6 Attorneys for Plaintiff
 7 CATHRYN REID

8 UNITED STATES DISTRICT COURT
 9 NORTHERN DISTRICT OF CALIFORNIA
 10 SAN FRANCISCO DIVISION

12 CATHRYN REID,

13 Plaintiff,

14 v.

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

21 Defendants.

CASE NO. CV 10-02332 MMC

STIPULATION, DECLARATION AND
 [PROPOSED] ORDER TO CONTINUE CASE
 MANAGEMENT CONFERENCE FROM
 APRIL 20, 2012 TO MAY 25, 2012 AND
 ORDER THEREON

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

5 WHEREAS, on August 26, 2010, the parties filed a stipulation continuing the initial case
6 management conference from September 3, 2010 to October 29, 2010, which the Court approved
7 on August 27, 2010;

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

10 WHEREAS, the parties filed a stipulation continuing the May 13, 2011 case management
11 conference to June 10, 2011, which the Court approved on April 11, 2011;

12 WHEREAS, the parties filed a stipulation continuing the June 10, 2011 case management
13 conference to August 26, 2011, which the Court approved on June 6, 2011;

14 WHEREAS, the parties filed a stipulation continuing the August 26, 2011 case
15 management conference to November 18, 2011, which the Court approved on August 22, 2011;

16 WHEREAS, the parties filed a stipulation continuing the November 18, 2011 case
17 management conference to February 10, 2012, which the Court approved on November 15, 2011;

18 WHEREAS, the parties filed a stipulation continuing the February 10, 2012 case
19 management conference to March 30, 2012, which the Court approved on February 6, 2012;

20 WHEREAS, the parties filed a stipulation continuing the March 30, 2012 case
21 management conference to April 20, 2012, which the Court approved on March 26, 2012;

22 WHEREAS, a primary reason for continuing the earlier case management conferences
23 was to allow sufficient time for plaintiff to make and complete the life insurance benefit claims
24 herein. Those claims procedures with the Defendant Insurers were completed and settlement
25 discussions were started;

26 WHEREAS, the Defendants' stipulation for a continuance should not be construed as an
27 admission with regard to the timeliness of any claim or appeal by the Plaintiff;

28 WHEREAS, Plaintiff and all Defendants have been and still are engaged in settlement

1 negotiations. Multiple offers and counteroffers have been exchanged. All parties request an
2 additional several week continuance so that the parties can attempt to resolve the case without
3 further involvement of the Court;

4 WHEREAS, all parties agree that continuing the April 20, 2012 Case Management
5 Conference to May 25, 2012 will allow the parties time to explore settlement options. If the case
6 has not settled, the parties will either request a Settlement Conference with Magistrate Judge
7 and/or ask to schedule motions and a trial date. See Declaration of George J. Barron filed
8 herewith.

9 WHEREAS, counsel for all parties have discussed their availability and determined that
10 all counsel can attend a case management conference on May 25, 2012;

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

13 That the case management conference be continued to May 25,
14 2012, with a joint case management conference statement due on or
before May 18, 2012.

15 IT IS SO STIPULATED.

16 Dated: April 13, 2012

DONAHUE GALLAGHER WOODS LLP

18 By: /s/ George J. Barron

19 _____
George J. Barron

20 Attorneys for Plaintiff
Cathryn Reid

21 Dated: April 13, 2012

BARGER & WOLEN LLP

23 By: /s/ Dawn N. Valentine

24 _____
Martin E. Rosen
Dawn N. Valentine

25 Attorneys for Defendants
26 Lincoln National Life Insurance Co. and
27 Jefferson Pilot Financial Insurance Company
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Dated: April 13, 2012

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 13, 2012

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

By: /s/ Christopher M. Ahearn

Mark Schmidtke
Christopher M. Ahearn

Attorneys for Defendants
Sun Life Assurance Company Of Canada

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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 13, 2012

DONAHUE GALLAGHER WOODS LLP

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

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DECLARATION OF GEORGE J. BARRON

1. I am a partner at the law firm of Donahue Gallagher Woods LLP ("Donahue"), attorneys of record for plaintiff Cathryn Reid. I am licensed to practice law in the State of California and have been admitted to practice in the Northern District of California. I have direct and personal knowledge of the facts set forth in this declaration and, if called and sworn as a witness, I would competently testify to these facts.

2. A primary reason for continuing the earlier case management conference herein was to allow sufficient time for plaintiff to make and complete the life insurance benefit claims herein. Those claims were completed respecting the Insurer Defendants. One insurer did conclude there was life insurance coverage as recently as seven months before Mr. Reid's death, but continues to deny the claim. Specifically plaintiffs' claims were submitted to Defendants Lincoln/Jefferson and Sun Life; each claim was denied. Plaintiff appealed the Lincoln/Jefferson denial; that appeal was denied. Plaintiff appealed that denial; that appeal was denied. Plaintiff appealed the Sun Life denial; that appeal was denied. Plaintiff appealed that denial; that appeal was denied.

3. All parties have been and are still engaged in settlement negotiations. The parties have exchanged multiple offers and counteroffers. All parties have agreed to request the continuance of the April 20, 2012 Case Management Conference to May 25, 2012, to attempt to resolve the case without further involvement of the Court. If the case does not settle, the parties will either request a Settlement Conference with Magistrate Judge and/or ask to schedule motions and a trial date. I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and accurate.

Executed this 13th day of April, 2012, at Oakland, California.

/s/ George J. Barron
George J. Barron

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~~PROPOSED~~ ORDER

Pursuant to stipulation, the Court hereby ORDERS as follows:

1. The case management conference is continued from April 20, 2012 to May 25, 2012; and
2. The joint case management conference statement is due on or before May 18, 2012.

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: April 16, 2012


The Honorable Maxine M. Chesney
United States District Court Judge