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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  
 AUGUST 31, 2012 TO OCTOBER 5, 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, the parties filed a stipulation continuing the April 20, 2012 case management  
23 conference to May 25, 2012, which the Court approved on April 16, 2012;

24 WHEREAS, the parties filed a stipulation continuing the May 25, 2012 case management  
25 conference to June 15, 2012, which the Court approved on May 18, 2012;

26 WHEREAS, the parties filed a stipulation continuing the June 15, 2012 case management  
27 conference to July 13, 2012, which the Court approved on June 11, 2012;

28 WHEREAS, the parties filed a stipulation continuing the July 13, 2012 case management

1 conference to August 31, 2012, which the Court approved on July 6, 2012;

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

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

8 WHEREAS, Plaintiff has now settled her case with all Defendants and agreed on specific  
9 monetary amounts with each Defendant. Plaintiff has signed a settlement agreement with one  
10 Defendant, and the other two Defendants are reviewing two changes, which Plaintiff has  
11 requested in their proposed settlement agreements. All parties request an additional continuance  
12 so that the parties can finalize settlement without further involvement of the Court;

13 WHEREAS, all parties agree that continuing the August 31, 2012 Case Management  
14 Conference to October 5, 2012 will allow the parties time to complete settlement documentation.  
15 See Declaration of George J. Barron filed herewith.

16 WHEREAS, counsel for all parties have discussed their availability and determined that  
17 all counsel can attend a case management conference on October 5, 2012;

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

20 That the case management conference be continued to October 5,  
21 2012, with a joint case management conference statement due on or  
before September 28, 2012.

22 IT IS SO STIPULATED.

23 Dated: August 24, 2012

DONAHUE GALLAGHER WOODS LLP

25 By: /s/ George J. Barron  
26 George J. Barron  
27 Attorneys for Plaintiff  
Cathryn Reid

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Dated: August 24, 2012

BARGER & WOLEN LLP

By: /s/ Martin E. Rosen  
Martin E. Rosen

Attorneys for Defendants  
Lincoln National Life Insurance Co. and  
Jefferson Pilot Financial Insurance Company

Dated: August 24, 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: August 24, 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: August 24, 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. Plaintiff has now settled her case with all Defendants and agreed on specific monetary amounts with each Defendant. Plaintiff has signed a settlement agreement with one Defendant and the other two Defendants are reviewing two changes, which Plaintiff has requested in their proposed settlement agreements. All parties have agreed to request the continuance of the August 31, 2012 Case Management Conference to October 5, 2012, to attempt to resolve the case without further involvement of the Court. I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and accurate.

Executed this 24th day of August, 2012, at Oakland, California.

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/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 August 31, 2012 to October 5, 2012; and
2. The joint case management conference statement is due on or before September 28, 2012.

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: August 24, 2012

  
The Honorable Maxine M. Chesney  
United States District Court Judge