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6 Attorneys for Plaintiff,
 Judi Peterson
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8 UNITED STATES DISTRICT COURT
 9 NORTHERN DISTRICT OF CALIFORNIA
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12 JUDI PETERSON,
 13 Plaintiff,
 14 VS.
 15 AT&T UMBRELLA BENEFIT PLAN
 NO. 1,
 16 Defendant.
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CASE NO: CV10-3097 JCS
 PLAINTIFF'S REQUEST AND
 [PROPOSED] ORDER TO
 CONTINUE CASE MANAGEMENT
 CONFERENCE

Current Date: November 5, 2010
 Proposed New Date: January 28,
 2011

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 20 TO THE ABOVE-CAPTIONED COURT:

21 Plaintiff, Judi Peterson, by and through her counsel of record, hereby requests a
 22 continuance of the case management conference.
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1 Plaintiff filed a complaint against defendant on July 14, 2010, which was
2 served on August 27, 2010. Plaintiff was contacted and informed by counsel for
3 defendant, Rebecca Kimura, that the defendant was incorrectly named on the
4 Complaint. Upon learning this information, on September 9, 2010, plaintiff filed an
5 Amended Complaint against defendant AT&T Umbrella Benefit Plan No. 1, which
6 was erroneously named as AT&T Disability Income Plan in the original Complaint.

7 Counsel for defendant agreed to accept service of the Amended Complaint on
8 behalf of defendant with a Notice of a Lawsuit and Request to Waive Service of a
9 Summons. Plaintiff mailed the Notice and Waiver on October 4, 2010. Defendant's
10 Answer is currently due on December 3, 2010 - which is after the Case Management
11 Conference scheduled for November 5, 2010.

12 Counsel for Plaintiff and Defendant have conferred regarding a proposed new
13 date for the Case Management Conference, and are both available on January 28,
14 2011. Plaintiff's counsel proposes this as the new date for the Case Management
15 Conference.

16 Good cause exists for this requested continuance because defendant's Answer
17 to the Amended Complaint is currently due on December 3, 2010, which is after the
18 current Case Management Conference date of November 5, 2010.

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21 DATED: October 26, 2010

KANTOR & KANTOR, LLP

22 By: /s/ Brent Dorian Brehm

23 BRENT DORIAN BREHM
24 ATTORNEYS FOR PLAINTIFF
25 JUDI PETERSON
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ORDER

For good cause appearing, the Case Management Conference currently set in this matter for November 5, 2010, is continued to January 28, 2011.

DATED: 10/27/10

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
JOSEPH C. SPERO
UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
AGISTRATE JUDGE

