

1 ROBERT J. ROSATI, No. 112006
 ERISA Law Group, LLP
 2 2055 San Joaquin Street
 Fresno, California 93721
 3 Telephone: (559) 256-9800
 Telefax: (559) 256-9791
 4 robert@erisalg.com

5 Attorneys for Plaintiff, Gordon Gildroy

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 7
 8 UNITED STATES DISTRICT COURT FOR
 9 THE NORTHERN DISTRICT OF CALIFORNIA
 10 SAN FRANCISCO DIVISION
 11

12 GORDON GILDROY, an individual,)

CASE NO. CV-10-3389-EMC

13 Plaintiff,)

NOTICE OF SETTLEMENT ;

14 v.)

ORDER RESETTING CMC

15)
 16 TRINET EMPLOYEE BENEFIT)
 INSURANCE PLAN, an ERISA welfare)
 17 benefits plan,)

18 Defendant.)
 19)
 20)

21 PLEASE TAKE NOTICE THAT Plaintiff, GORDON GILDROY, and Defendant,
 22 TRINET EMPLOYEE BENEFIT INSURANCE PLAN, have settled the above referenced case.
 23 This settlement is contingent upon the execution of a written settlement agreement. The case will
 24 be dismissed by Plaintiff upon execution of said settlement agreement, in no more than 45 days
 25 from the date of this notice. Please vacate all currently scheduled dates, in particular the Case
 26 Management Conference currently scheduled for November 17, 2010, at 1:30 p.m., in Courtroom
 27 C.
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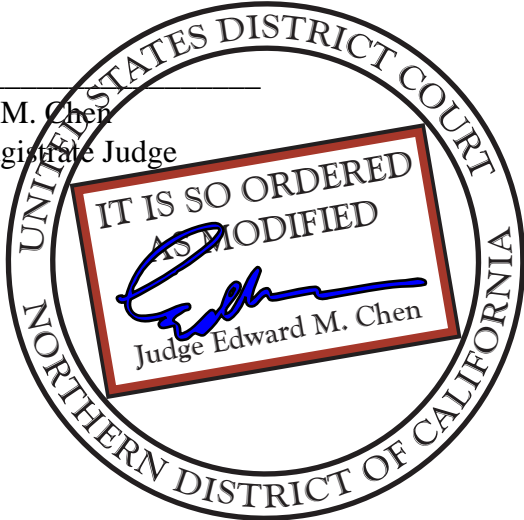
Date: November 4, 2010

/s/ Robert J. Rosati
ROBERT J. ROSATI, No. 112006
ERISA Law Group, LLP
2055 San Joaquin Street
Fresno, California 93721
Telephone: (559) 256-9800
Telefax: (559) 256-9791
robert@erisalg.com

Attorneys for Plaintiff,
GORDON GILDROY

IT IS SO ORDERED that the case management conference set for 11/17/10 at 1:30 p.m. is reset for 2/2/11 at 1:30 p.m. A joint cmc statement shall be filed by 1/26/11. The 2/2/11 hearing will be off calendar once a stipulation of dismissal is filed.

Edward M. Chen
U.S. Magistrate Judge



1 **CERTIFICATE OF SERVICE**

2 I, Thornton Davidson, hereby certify and affirm that a true and correct copy of the
3 attached **NOTICE OF SETTLEMENT** on November 4, 2010, has been served via ECF upon
4 the following:

5 Mr. Christopher J. Boman, Esq.
6 Mr. Callan G. Carter, Esq.
7 Fisher & Phillips LLP
8 2050 Main Street, Suite 1000
9 Irvine, California 92614
10 <cboman@laborlawyers.com>
11 <ccarter@laborlawyers.com>

12 Attorneys for Defendant,
13 TRINET EMPLOYEE BENEFIT
14 INSURANCE PLAN, an ERISA
15 welfare benefits plan

16 Date: November 4, 2010

17 /s/ Robert J. Rosati
18 ROBERT J. ROSATI, No. 112006
19 ERISA Law Group, LLP
20 2055 San Joaquin Street
21 Fresno, California 93721
22 Telephone: (559) 256-9800
23 Telefax: (559) 256-9791
24 robert@erisalg.com

25 Attorneys for Plaintiff,
26 GORDON GILDROY