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 9 UNITED STATES DISTRICT COURT  
 10 NORTHERN DISTRICT OF CALIFORNIA

12 JOHN SENDER,

13 Plaintiff,

14 v.

15 FRANKLIN RESOURCES, INC. and DOES  
 16 1-15,

17 Defendants.

) Case No.: 11-cv-3828 EMC

) **STIPULATION AND [PROPOSED]**  
 ) **ORDER FOR AN EXTENSION OF**  
 ) **TIME TO PLEAD IN RESPONSE TO**  
 ) **OCTOBER 20, 2011 ORDER**

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 19 WHEREAS on October 20, 2011 the Court entered its order denying plaintiff’s motion to  
 20 remand and granting defendant’s motion to dismiss based on complete ERISA preemption  
 21 (“Order”); and

22 WHEREAS the Court gave Plaintiff to and including November 9, 2011 to file an  
 23 amended complaint; and

24 WHEREAS Plaintiff has requested that Defendant agree to an extension to November 30,  
 25 2011 to plead in response to the Order; and

26 WHEREAS Defendant does not oppose Plaintiff’s request for an extension,  
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1           **IT IS HEREBY STIPULATED AND AGREED**, by and between the parties hereto,  
2 through their counsel of record, that Plaintiff may have to and including November 30, 2011 to  
3 plead in response to the Order.

4 Dated: November 3, 2011

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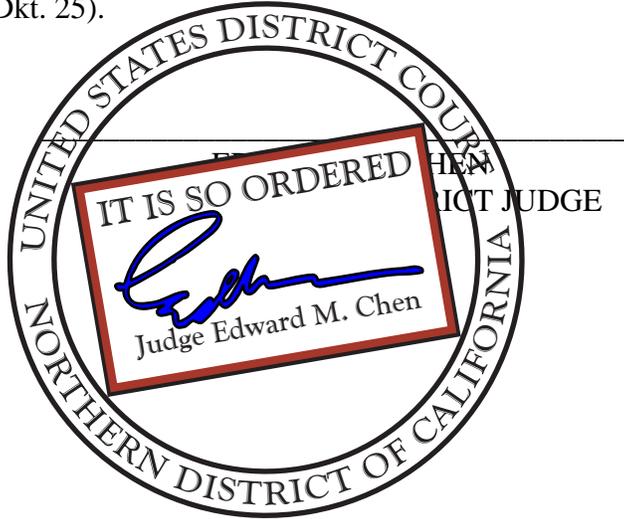
Attorneys for Franklin Resources, Inc.

**ORDER**

Pursuant to the parties' Stipulation, Plaintiff may have to and including November 30, 2011 to plead in response to the Order (Dkt. 25).

**IT IS SO ORDERED.**

Dated: November \_\_, 2011



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