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6 Attorneys for Defendant
 AGA SERVICE COMPANY (erroneously sued as ACCESS
 7 AMERICA, MONDIAL ASSISTANCE, WORLD ACCESS
 SERVICES CORP., BCS INSURANCE COMPANY, and
 8 ALLIANZ INSURANCE) and JEFFERSON INSURANCE
 COMPANY

9

10 **UNITED STATES DISTRICT COURT**
 11 **NORTHERN DISTRICT OF CALIFORNIA**

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13 CLINT JEFFREY BOWEN,

14 Plaintiff,

15 vs.

16 ACCESS AMERICA; MONDIAL
 ASSISTANCE; WORLD ACCESS SERVICES
 17 CORP.; BCS INSURANCE COMPANY;
 JEFFERSON INSURANCE COMPANY;
 18 ALLIANZ INSURANCE; AGA SERVICE
 COMPANY; DOES 1-100,

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Defendants.

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Case No. 3:12-cv-03083-MMC

**JOINT STIPULATION REGARDING
 DEFENDANTS' MOTION TO DISMISS
 FOR FAILURE TO STATE A CLAIM ON
 WHICH RELIEF CAN BE GRANTED
 AND/OR A MOTION FOR A MORE
 DEFINITE STATEMENT; [PROPOSED]
 ORDER**

21 1. Defendants AGA Service Company (erroneously sued as Access America, Mondial
 22 Assistance, World Access Service Corp., BCS Insurance Company, and Allianz Insurance) and
 23 Jefferson Insurance Company (collectively "Defendants") will be filing a Motion to Dismiss
 24 Plaintiff's Complaint pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure, and/or a
 25 Motion for a More Definite Statement under Federal Rule 12(e) of the Federal Rules of Civil
 26 Procedure (collectively "Motion to Dismiss").

27 2. Plaintiff's counsel will be out of the country and unavailable between July 17, 2012
 28 and August 22, 2012.

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3. In light of the unavailability, and at the request of Plaintiff's counsel, the parties, by and through their counsel of record, have stipulated to the following briefing and hearing schedule on Defendants' Motion to Dismiss:

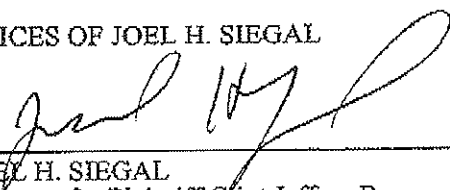
- Last day to file Motion to Dismiss: August 1, 2012;
- Last day to file Plaintiff's Opposition: September 11, 2012;
- Last day to file Reply to Plaintiff's Opposition: September 18, 2012; and
- Hearing on Defendants' Motion to Dismiss: October 5, 2012.

4. Since Defendants' Motion to Dismiss will not be heard until October 5, 2012, the parties also request a continuance of the September 21, 2012 Case Management Conference to October 5, 2012.

IT IS SO STIPULATED.

Dated: July 12, 2012

LAW OFFICES OF JOEL H. SIEGAL

By: 
JOEL H. SIEGAL
Attorney for Plaintiff Clint Jeffrey Bowen

Dated: July , 2012

WALSWORTH FRANKLIN BEVINS & McCALL, LLP

By: _____
LAURIE E. SHERWOOD
ALEX F. PEVZNER
Attorneys for Defendant
AGA SERVICE COMPANY (erroneously sued as
ACCESS AMERICA, MONDIAL ASSISTANCE,
WORLD ACCESS SERVICES CORP., BCS
INSURANCE COMPANY, and ALLIANZ
INSURANCE) and JEFFERSON INSURANCE
COMPANY

Walsworth,
Franklin,
Bevins &
McCall, LLP
ATTORNEYS AT LAW

2031202.1
3664-3.2898

1 3. In light of the unavailability, and at the request of Plaintiff's counsel, the parties, by
2 and through their counsel of record, have stipulated to the following briefing and hearing schedule
3 on Defendants' Motion to Dismiss:

- 4 Last day to file Motion to Dismiss: August 1, 2012;
5 Last day to file Plaintiff's Opposition: September 11, 2012;
6 Last day to file Reply to Plaintiff's Opposition: September 18, 2012; and
7 Hearing on Defendants' Motion to Dismiss: October 5, 2012.

8 4. Since Defendants' Motion to Dismiss will not be heard until October 5, 2012, the
9 parties also request a continuance of the September 21, 2012 Case Management Conference to
10 October 5, 2012.

11 **IT IS SO STIPULATED.**

13 Dated: July , 2012

LAW OFFICES OF JOEL H. SIEGAL

15 By: _____

JOEL H. SIEGAL
Attorney for Plaintiff Clint Jeffrey Bowen

17 Dated: July ¹², 2012

WALSWORTH FRANKLIN BEVINS & McCALL, LLP

19 By: _____

LAURIE E. SHERWOOD
ALEX F. PEVZNER
Attorneys for Defendant
AGA SERVICE COMPANY (erroneously sued as
ACCESS AMERICA, MONDIAL ASSISTANCE,
WORLD ACCESS SERVICES CORP., BCS
INSURANCE COMPANY, and ALLIANZ
INSURANCE) and JEFFERSON INSURANCE
COMPANY

ORDER

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Upon consideration of the parties' stipulation and request to set a briefing schedule on Defendants' AGA Service Company's and Jefferson Insurance Company's Motion to Dismiss Plaintiff's Complaint pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure, and/or a Motion for a More Definite Statement under Federal Rule 12(e) of the Federal Rules of Civil Procedure, and good cause appearing, the Court sets the following briefing schedule:

(1) Defendants' Motion to Dismiss and/or Motion for a More Definitive Statement shall be filed by August 1, 2012;

(2) Plaintiff's Opposition to Defendants' Motion to Dismiss and/or Motion for a More Definitive Statement shall be filed by September 11, 2012;

(3) Defendants' Reply to Plaintiffs' Opposition to Defendants' Motion to Dismiss and/or Motion for a More Definitive Statement shall be filed by September 18, 2012;

(4) The hearing on Defendants' Motion to Dismiss and/or Motion for a More Definitive Statement will be set for October 5, 2012, at 9:00 a.m.

(5) The September 21, 2012 Case Management Conference shall be continued to ~~October~~ November 9, 2012 ~~5, 2012~~, at 10:30 a.m.

PURSUANT TO STIPULATION, IT IS SO ORDERED,

Date: July 13, 2012


HONORABLE MAXINE M. CHESNEY
UNITED STATES DISTRICT JUDGE