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14 UNITED STATES DISTRICT COURT
15 NORTHERN DISTRICT OF CALIFORNIA
16

17 REBECCA RAMIREZ,)
18)
19 Plaintiff,)
20)
21 vs.)
22)
23 AETNA LIFE INSURANCE COMPANY,)
24 Defendants.)
25)

CASE NO. C 12 4192 MEJ

**STIPULATION AND ~~PROPOSED~~
ORDER EXTENDING DEADLINES TO
COMPLETE DISCOVERY RE ERISA
PREEMPTION AND FILE RENEWED
MOTION FOR SUMMARY
ADJUDICATION**

Magistrate Judge: Maria Elena James
Courtroom: B, 15th Fl.

Complaint filed: 8/9/2012

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1 TO THE COURT, THE PARTIES AND THEIR ATTORNEYS OF RECORD:

2 The parties in this action, Plaintiff Rebecca Ramirez (“Plaintiff”) and Defendants Aetna
3 Life Insurance Company, by and through their respective counsel of record, hereby jointly stipulate
4 as follows:

5 WHEREAS the accompanying declaration of Jordan S. Altura, submitted herewith in
6 support of this Stipulated Request, complies with the requirements of Local Rule 6-2 and sets forth
7 the reasons for and good cause supporting the parties’ stipulation;

8 WHEREAS the parties have a mediation scheduled for January 17, 2012, with Martin
9 Quinn of JAMS;

10 WHEREAS the Court instructed the parties complete fact discovery with respect to the
11 issue of ERISA preemption by February 7, 2013;

12 WHEREAS the Court set March 7, 2013 as the deadline for the parties to file motions with
13 respect to the issue of ERISA preemption, with hearings on such motions set for April 11, 2013;

14 WHEREAS Plaintiff has propounded written discovery to Defendant and the parties have
15 met and conferred about setting the deposition of Aetna’s 30(b)(6) witness concerning the issuance
16 of the welfare benefit plan to the National Conference of Bankruptcy Clerks (“NCBC”);

17 WHEREAS both parties intend to seek written and deposition discovery from nonparties,
18 including the NCBC;

19 WHEREAS the parties agree it would be prudent to avoid the costs of written and
20 deposition discovery while attempting to settle this case, and seek to continue the deadlines set
21 forth above by three weeks to allow completion of settlement efforts and, if the mediation is
22 unsuccessful, to still have adequate time to complete necessary discovery in an orderly fashion;

23 WHEREAS the parties stipulate and request this Court extend the ERISA preemption-
24 based discovery completion and briefing deadlines and continue the hearing date, as follows:

- 25 • Discovery completion deadline regarding ERISA preemption, continued from
26 February 7, 2013 until February 28, 2013;
- 27 • Deadline for filing any motions concerning ERISA preemption, continued from
28 March 7, 2013 to March 28, 2013;

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- Hearing on motions concerning ERISA preemption, continued from April 11, 2013 to May 2, 2013.

IT IS SO AGREED AND STIPULATED.

Respectfully Submitted,

Dated: January 2, 2013

GORDON & REES LLP

By: /s/ Jordan S. Altura
Jordan S. Altura
Attorneys for Defendants
AETNA LIFE INSURANCE
COMPANY

Dated: January 2, 2013

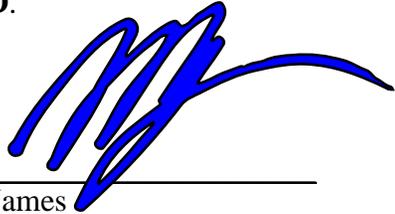
KANTOR & KANTOR, LLP

By: /S/ Corinne Chandler
Glenn R. Kantor
Corinne Chandler
Attorneys for Plaintiff
REBECCA RAMIREZ

ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: January 3, 2013



Maria Elena-James
Chief United States Magistrate Judge