SEYFARTH SHAW LLP Kathleen Cabil ISlaught (SBN 168129) kslaugh(seyfarth.com Michelle M. Scannell (SBN 267767) mscannell@seyfarth.com 560 Mission Street, 31st Floor San Francisco, California 94105 Telephone: (415) 397-2823 Facsimile: (415) 397-2823 Facsimile: (415) 397-8549  Attorneys for Defendants PACIFIC GAS AND ELECTRIC COMPANY RETIREMENT PLAN and EMPLOYEE BENEFIT COMMITTEE OF THE PACIFIC GAS AND ELECTRIC RETIREMENT PLAN  UNITED STATES DISTRICT COURT  NORTHERN DISTRICT OF CALIFORNIA  RUBEN SIZEMORE,  PACIFIC GAS AND ELECTRIC COMPANY RETIREMENT PLAN AND EMPLOYEE BENEFIT COMMITTEE OF THE PACIFIC GAS AND FERDANTS' MOTION FOR ADMINISTRATIVE RELIEF FOR LEAVE TO FILE BRIEF AND SUBMIT EVIDENCE REGARDING DELECATION OF AUTHORITY TO MEMBERS OF THE EMPLOYEE BENEFIT COMMITTEE PURSUANT TO THE PLAN TERMS  Having reviewed Defendants' Motion for Administrative Relief for Leave to File Brief and Submit Evidence Regarding Delegation of Authority to Members of the Employee Benefits Appeal Committee Pursuant to the Plan Terms, and good cause appearing, IT IS HEREBY ORDERED that Defendants' Motion for Administrative Relief is GRANTED as follows:			
Michelle M. Scannell (SBN 267767) mscannell @seyfarth.com 560 Mission Street, 31st Floor San Francisco, California 94105 Telephone: (415) 397-8549  Autorneys for Defendants PACIFIC GAS AND ELECTRIC COMPANY RETIREMENT PLAN and EMPLOYEE BENEFIT COMMITTEE OF THE PACIFIC GAS AND ELECTRIC RETIREMENT PLAN  UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF CALIFORNIA  RUBEN SIZEMORE, Plaintiff, V. Case No. C13-0169 WHA PROPOSED ORDER GRANTING DEFENDANTS' MOTION FOR ADMINISTRATIVE RELIEF FOR LEAVE TO FILE BERIEF AND SUBMIT EVIDENCE REGARDING DELEGATION OF AUTHORITY TO MEMBERS OF THE EMPLOYEE BENEFIT COMMITTEE OF THE PACIFIC GAS AND ELECTRIC RETIREMENT PLAN, Defendants.  Having reviewed Defendants' Motion for Administrative Relief for Leave to File Brief and Submit Evidence Regarding Delegation of Authority to Members of the Employee Benefits Appeal Committee Pursuant to the Plan Terms, and good cause appearing, IT IS HEREBY ORDERED that Defendants' Motion for Administrative Relief is GRANTED as follows:		Kathleen Cahill Slaught (SBN 168129) kslaught@seyfarth.com Michelle M. Scannell (SBN 267767) mscannell@seyfarth.com 560 Mission Street, 31st Floor San Francisco, California 94105 Telephone: (415) 397-2823 Facsimile: (415) 397-8549  Attorneys for Defendants PACIFIC GAS AND ELECTRIC COMPANY RETIREMENT PLAN and EMPLOYEE BENEFIT COMMITTEE OF THE PACIFIC GAS AND	
560 Mission Sfreet, 31st Floor San Francisco, California 94105 Telephone: (415) 397-2823 Facsimile: (415) 397-2823 Facsimile: (415) 397-2823 Facsimile: (415) 397-28249  Attorneys for Defendants PACIFIC GAS AND ELECTRIC COMPANY RETIREMENT PLAN and EMPLOYEE BENEFIT COMMITTEE OF THE PACIFIC GAS AND  UNITED STATES DISTRICT COURT  NORTHERN DISTRICT OF CALIFORNIA  RUBEN SIZEMORE, Plaintiff,  V.  Case No. C13-0169 WHA  PROPOSED ORDER GRANTING DEFENDANTS' MOTION FOR ADMINISTRATIVE RELIEF FOR ADMINISTRATIVE RELIEF FOR LEAVE TO FILE BRIEF AND SUBMIT EVIDENCE REGARDING PLAN.  PLAN.  Defendants.  Case No. C13-0169 WHA  PROPOSED ORDER GRANTING DEFENDANTS' MOTION FOR ADMINISTRATIVE RELIEF FOR LEAVE TO FILE BRIEF AND SUBMIT EVIDENCE REGARDING DELEGATION OF AUTHORITY TO MEMBERS OF THE EMPLOYEE BENEFIT SAPPEAL COMMITTEE PURSUANT TO THE PLAN TERMS  Having reviewed Defendants' Motion for Administrative Relief for Leave to File Brief and Submit Evidence Regarding Delegation of Authority to Members of the Employee Benefits Appeal Committee Pursuant to the Plan Terms, and good cause appearing, IT IS HEREBY ORDERED that Defendants' Motion for Administrative Relief is GRANTED as follows:			
Telephone: (415) 397-2823 Facsimile: (415) 397-8549  Attorneys for Defendants PACIFIC GAS AND ELECTRIC COMPANY RETIREMENT PLAN and EMPLOYEE BENEFIT COMMITTEE OF THE PACIFIC GAS AND  UNITED STATES DISTRICT COURT  NORTHERN DISTRICT OF CALIFORNIA  RUBEN SIZEMORE,  Plaintiff,  V.  Plaintiff,  PACIFIC GAS AND ELECTRIC COMPANY RETIREMENT PLAN AND EMPLOYEE BENEFIT COMMITTEE OF THE PACIFIC GAS AND ELECTRIC RETIREMENT PLAN,,  Defendants.  Case No. C13-0169 WHA  PROPOSED! ORDER GRANTING DEFENDANTS' MOTION FOR ADMINISTRATIVE RELIEF FOR LEAVE TO FILE BRIEF AND SUBMIT EVIDENCE REGARDING DELEGATION OF AUTHORITY TO MEMBERS OF THE EMPLOYEE BENEFITS APPEAL COMMITTEE PURSUANT TO THE PLAN TERMS  Having reviewed Defendants' Motion for Administrative Relief for Leave to File Brief and Submit Evidence Regarding Delegation of Authority to Members of the Employee Benefits Appeal Committee Pursuant to the Plan Terms, and good cause appearing, IT IS HEREBY ORDERED that Defendants' Motion for Administrative Relief is GRANTED as follows:			
Attorneys for Defendants PACIFIC GAS AND ELECTRIC COMPANY RETIREMENT PLAN and EMPLOYEE BENEFIT COMMITTEE OF THE PACIFIC GAS AND  UNITED STATES DISTRICT COURT  NORTHERN DISTRICT OF CALIFORNIA  RUBEN SIZEMORE, Plaintiff, V. RUBEN SIZEMORE, PACIFIC GAS AND ELECTRIC COMPANY RETIREMENT PLAN AND EMPLOYEE BENEFIT COMMITTEE OF THE PACIFIC GAS AND ELECTRIC RETIREMENT PLAN, Defendants.  Case No. C13-0169 WHA PROPOSED ORDER GRANTING DEFENDANTS' MOTION FOR ADMINISTRATIVE RELIEF FOR LEAVE TO FILE BRIEF AND SUBMIT EVIDENCE REGARDING DELEGATION OF AUTHORITY TO MEMBERS OF THE EMPLOYEE BENEFITS APPEAL COMMITTEE PURSUANT TO THE PLAN TERMS  Having reviewed Defendants' Motion for Administrative Relief for Leave to File Brief and Submit Evidence Regarding Delegation of Authority to Members of the Employee Benefits Appeal Committee Pursuant to the Plan Terms, and good cause appearing, IT IS HEREBY ORDERED that Defendants' Motion for Administrative Relief is GRANTED as follows:			
PACIFIC GAS AND ELECTRIC COMPANY RETIREMENT PLAN and EMPLOYEE BENEFIT COMMITTEE OF THE PACIFIC GAS AND ELECTRIC RETIREMENT PLAN  UNITED STATES DISTRICT COURT  NORTHERN DISTRICT OF CALIFORNIA  RUBEN SIZEMORE,  Plaintiff,  V.  PACIFIC GAS AND ELECTRIC COMPANY RETIREMENT PLAN AND EMPLOYEE BENEFIT COMMITTEE OF THE PACIFIC GAS AND ELECTRIC RETIREMENT PLAN,,  Defendants.  Pacific Gas and Electric Retirement PLAN and Employee BENEFIT COMMITTEE OF THE PACIFIC GAS AND ELECTRIC RETIREMENT PLAN,,  Defendants.  Having reviewed Defendants' Motion for Administrative Relief for Leave to File Brief and Submit Evidence Regarding Delegation of Authority to Members of the Employee Benefits Appeal Committee Pursuant to the Plan Terms, and good cause appearing, IT IS HEREBY ORDERED that Defendants' Motion for Administrative Relief is GRANTED as follows:			
COMMITTEE OF THE PACIFIC GAS AND ELECTRIC RETIREMENT PLAN  UNITED STATES DISTRICT COURT  NORTHERN DISTRICT OF CALIFORNIA  RUBEN SIZEMORE,  Plaintiff,  V.  PACIFIC GAS AND ELECTRIC COMPANY RETIREMENT PLAN AND EMPLOYEE BENEFIT COMMITTEE OF THE PACIFIC GAS AND ELECTRIC RETIREMENT PLAN,  Defendants.  Having reviewed Defendants' Motion for Administrative Relief for Leave to File Brief and Submit Evidence Regarding Delegation of Authority to Members of the Employee Benefits Appeal Committee Pursuant to the Plan Terms, and good cause appearing, IT IS HEREBY ORDERED that Defendants' Motion for Administrative Relief is GRANTED as follows:			
10 UNITED STATES DISTRICT COURT 11 NORTHERN DISTRICT OF CALIFORNIA 12 13 RUBEN SIZEMORE, 14 Plaintiff, 15 v. 16 PACIFIC GAS AND ELECTRIC COMPANY RETIREMENT PLAN AND EMPLOYEE BENEFIT COMMITTEE OF THE PACIFIC GAS AND ELECTRIC RETIREMENT PLAN, 19 Defendants. 19 Defendants. 20 21 22 23 Having reviewed Defendants' Motion for Administrative Relief for Leave to File Brief and Submit Evidence Regarding Delegation of Authority to Members of the Employee Benefits Appeal Committee Pursuant to the Plan Terms, and good cause appearing, IT IS HEREBY 26 ORDERED that Defendants' Motion for Administrative Relief is GRANTED as follows: 27 28			
RUBEN SIZEMORE,  Plaintiff,  v.  PACIFIC GAS AND ELECTRIC COMPANY RETIREMENT PLAN, AND EMPLOYEE GAS AND ELECTRIC RETIREMENT PLAN,.  Defendants.  Having reviewed Defendants' Motion for Administrative Relief for Leave to File Brief and Submit Evidence Regarding Delegation of Authority to Members of the Employee Benefits Appeal Committee Pursuant to the Plan Terms, and good cause appearing, IT IS HEREBY  ORDERED that Defendants' Motion for Administrative Relief is GRANTED as follows:	9		
RUBEN SIZEMORE,  Plaintiff,  V.  PACIFIC GAS AND ELECTRIC COMPANY RETIREMENT PLAN AND EMPLOYEE GAS AND ELECTRIC RETIREMENT PLAN,.  Defendants.  Pacific GAS AND ELECTRIC RETIREMENT PLAN,.  Defendants.  Case No. C13-0169 WHA    PROPOSED  ORDER GRANTING DEFENDANTS' MOTION FOR ADMINISTRATIVE RELIEF FOR LEAVE TO FILE BRIEF AND SUBMIT EVIDENCE REGARDING DELEGATION OF AUTHORITY TO MEMBERS OF THE EMPLOYEE BENEFITS APPEAL COMMITTEE PURSUANT TO THE PLAN TERMS  Having reviewed Defendants' Motion for Administrative Relief for Leave to File Brief and Submit Evidence Regarding Delegation of Authority to Members of the Employee Benefits Appeal Committee Pursuant to the Plan Terms, and good cause appearing, IT IS HEREBY  ORDERED that Defendants' Motion for Administrative Relief is GRANTED as follows:	10	UNITED STATES DISTRICT COURT	
RUBEN SIZEMORE,  Plaintiff,  V.  PACIFIC GAS AND ELECTRIC COMPANY RETIREMENT PLAN AND EMPLOYEE BENEFIT COMMITTEE OF THE PACIFIC GAS AND ELECTRIC RETIREMENT PLAN,,  Defendants.  Case No. C13-0169 WHA    PROPOSED   ORDER GRANTING DEFENDANTS' MOTION FOR ADMINISTRATIVE RELIEF FOR LEAVE TO FILE BRIEF AND SUBMIT EVIDENCE REGARDING DELEGATION OF AUTHORITY TO MEMBERS OF THE EMPLOYEE BENEFITS APPEAL COMMITTEE PURSUANT TO THE PLAN TERMS  Having reviewed Defendants' Motion for Administrative Relief for Leave to File Brief and Submit Evidence Regarding Delegation of Authority to Members of the Employee Benefits Appeal Committee Pursuant to the Plan Terms, and good cause appearing, IT IS HEREBY ORDERED that Defendants' Motion for Administrative Relief is GRANTED as follows:	11	NORTHERN DISTRICT OF CALIFORNIA	
PACIFIC GAS AND ELECTRIC COMPANY RETIREMENT PLAN AND EMPLOYEE BENEFIT COMMITTEE OF THE PACIFIC GAS AND ELECTRIC RETIREMENT PLAN,,  Defendants.  Having reviewed Defendants' Motion for Administrative Relief for Leave to File Brief and Submit Evidence Regarding Delegation of Authority to Members of the Employee Benefits Appeal Committee Pursuant to the Plan Terms, and good cause appearing, IT IS HEREBY ORDERED that Defendants' Motion for Administrative Relief is GRANTED as follows:	12		
v. PACIFIC GAS AND ELECTRIC COMPANY RETIREMENT PLAN AND EMPLOYEE BENEFIT COMMITTEE OF THE PACIFIC GAS AND ELECTRIC RETIREMENT PLAN,, Defendants.  Defendants  Having reviewed Defendants' Motion for Administrative Relief for Leave to File Brief and Submit Evidence Regarding Delegation of Authority to Members of the Employee Benefits Appeal Committee Pursuant to the Plan Terms, and good cause appearing, IT IS HEREBY ORDERED that Defendants' Motion for Administrative Relief is GRANTED as follows:	13	RUBEN SIZEMORE,	Case No. C13-0169 WHA
15 V. 16 PACIFIC GAS AND ELECTRIC COMPANY RETIREMENT PLAN AND EMPLOYEE BENEFIT COMMITTEE OF THE PACIFIC GAS AND ELECTRIC RETIREMENT PLAN,, 19 Defendants.  19 Defendants.  10 Having reviewed Defendants' Motion for Administrative Relief for Leave to File Brief and Submit Evidence Regarding Delegation of Authority to Members of the Employee Benefits Appeal Committee Pursuant to the Plan Terms, and good cause appearing, IT IS HEREBY 26 ORDERED that Defendants' Motion for Administrative Relief is GRANTED as follows: 27 28	14	Plaintiff,	
RETIREMENT PLAN AND EMPLOYEE BENEFIT COMMITTEE OF THE PACIFIC GAS AND ELECTRIC RETIREMENT PLAN,,  Defendants.  Having reviewed Defendants' Motion for Administrative Relief for Leave to File Brief and Submit Evidence Regarding Delegation of Authority to Members of the Employee Benefits Appeal Committee Pursuant to the Plan Terms, and good cause appearing, IT IS HEREBY ORDERED that Defendants' Motion for Administrative Relief is GRANTED as follows:	15	V.	ADMINISTRATIVE RELIEF FOR
GAS AND ELECTRIC RETIREMENT PLAN,,  Defendants.  BENEFITS APPEAL COMMITTEE PURSUANT TO THE PLAN TERMS  Having reviewed Defendants' Motion for Administrative Relief for Leave to File Brief and Submit Evidence Regarding Delegation of Authority to Members of the Employee Benefits Appeal Committee Pursuant to the Plan Terms, and good cause appearing, IT IS HEREBY ORDERED that Defendants' Motion for Administrative Relief is GRANTED as follows:		RETIREMENT PLAN AND EMPLOYEE	DELEGATION OF AUTHORITY TO
Defendants.  Defendants.  Having reviewed Defendants' Motion for Administrative Relief for Leave to File Brief and Submit Evidence Regarding Delegation of Authority to Members of the Employee Benefits Appeal Committee Pursuant to the Plan Terms, and good cause appearing, IT IS HEREBY ORDERED that Defendants' Motion for Administrative Relief is GRANTED as follows:		GAS AND ELECTRIC RETIREMENT	BENEFITS APPEAL COMMITTEE
Having reviewed Defendants' Motion for Administrative Relief for Leave to File Brief and Submit Evidence Regarding Delegation of Authority to Members of the Employee Benefits Appeal Committee Pursuant to the Plan Terms, and good cause appearing, IT IS HEREBY ORDERED that Defendants' Motion for Administrative Relief is GRANTED as follows:			PURSUANT TO THE PLAN TERMS
Having reviewed Defendants' Motion for Administrative Relief for Leave to File Brief and Submit Evidence Regarding Delegation of Authority to Members of the Employee Benefits Appeal Committee Pursuant to the Plan Terms, and good cause appearing, IT IS HEREBY ORDERED that Defendants' Motion for Administrative Relief is GRANTED as follows:		Defendants.	
Having reviewed Defendants' Motion for Administrative Relief for Leave to File Brief and Submit Evidence Regarding Delegation of Authority to Members of the Employee Benefits Appeal Committee Pursuant to the Plan Terms, and good cause appearing, IT IS HEREBY ORDERED that Defendants' Motion for Administrative Relief is GRANTED as follows:			
Having reviewed Defendants' Motion for Administrative Relief for Leave to File Brief and Submit Evidence Regarding Delegation of Authority to Members of the Employee Benefits Appeal Committee Pursuant to the Plan Terms, and good cause appearing, IT IS HEREBY ORDERED that Defendants' Motion for Administrative Relief is GRANTED as follows:			
<ul> <li>and Submit Evidence Regarding Delegation of Authority to Members of the Employee Benefits</li> <li>Appeal Committee Pursuant to the Plan Terms, and good cause appearing, IT IS HEREBY</li> <li>ORDERED that Defendants' Motion for Administrative Relief is GRANTED as follows:</li> </ul>		Having reviewed Defendants' Motion for Administrative Relief for Leave to File Brief	
Appeal Committee Pursuant to the Plan Terms, and good cause appearing, IT IS HEREBY ORDERED that Defendants' Motion for Administrative Relief is GRANTED as follows: 27 28		and Submit Evidence Regarding Delegation of Authority to Members of the Employee Benefits	
27 28		Appeal Committee Pursuant to the Plan Terms, and good cause appearing, IT IS HEREBY	
28		ORDERED that Defendants' Motion for Administrative Relief is GRANTED as follows:	
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(PRODOCED) ODDED CD ANTING DEEC' MOTION FOR ADMINISTRATIVE DELIFE	28		
[ <del>PROPOSED</del> ] ORDER GRANTING DEFS' MOTION FOR ADMINISTRATIVE RELIEF			

- CASE NO. C 13-0169 WHA

## June 12 at noon 1 (1) On or before \_\_\_\_\_, Defendants shall file a brief not to exceed 5 pages 2 addressing the issue of the delegation of authority to the members of the Employee Benefits 3 Appeal Committee pursuant to the Pacific Gas & Electric Company Retirement Plan ("Plan") 4 terms, attaching a declaration with supporting evidence. 5 (2) Within 7 days of the filing of Defendants' brief, Plaintiff may file a brief not to 6 exceed 5 pages in response to Defendants' brief by June 14 at noon. 7 (3) The Court will rule on Defendants' Motion for Summary Judgment on the Standard of 8 Review and to Deny Discovery after the parties have submitted supplemental briefing in DISTR 9 accordance with this Order. 10 IT IS SO ORDERED. IT IS SO ORDERED 11 AS MODIFIED June 10, 2013. DATED: 12 13 14 15 16 15754408v.1 17 18 19 20 21 22 23 24 25 26 27 28 2