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1 2 3 4 5 6 7	Scott Kalkin 120791 ROBOOSTOFF & KALKIN A Professional Law Corporation 369 Pine Street, Suite 820 San Francisco, California 94104 (415) 732-0282 Attorney for Plaintiff Dan Kromat		
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9	IN THE UNITED STATES DISTRICT COURT		
10	FOR THE NORTHERN DISTRICT OF CALIFORNIA		
11			
12	Dan Kromat,	ACTION NO.: 13-CV-04678 NC	
13 14	Plaintiff,	STIPULATION AND PROPOSED ORDER TO CONTINUE CASE MANAGEMENT CONFERENCE	
15 16 17 18 19 20 21 22 23 24 25 26	 etropolitan Life Insurance Company Administrator and Fiduciary the Group Benefits Plan of Varian Medical ystems, Inc., and The Group Benefits Plan Varian Medical Systems, Inc., Defendants. 1. This is an ERISA long term disability case in which the Court had set the initial case anagement conference for January 8, 2014, at 10:00 a.m. 2. Pursuant to the parties' request, on or about December 13, 2013, the Court ontinued the case management conference until February 26, 2013, in order to allow the arties to engage in settlement negotiations. 		
27 28	Stipulation and [Proposed] Order 1	Case No: 13-4678 NC	

3. The parties have been unable to conclude their negotiations because in-house
 counsel for defendants has been, and still is, in trial.

4. Plaintiff's counsel expects to receive a response to his settlement demand fromdefense counsel within the next several days.

5 5. In light of the forgoing and the parties' desire to continue their settlement discussions
prior to defendants having to engage outside counsel to file a formal response to the
complaint, the parties request that the case management conference and associated dates
set forth in the Court's December 13, 2013, Order be continued for approximately thirty (30)
additional days.

6. The currently scheduled and proposed dates are as follows:

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11		<u>Scheduled</u>	Proposed
12	Meet and Confer re:	2-3-14	3-3-14
13	Initial Disclosures and ADR		
14	Complete Disclosures	2-14-14	3-14-14
15	Case Management Conference	2-26-14	2 26 1 4 at 2:00 m m
16	Conference	2-20-14	3-26-14 at 2:00 p.m.
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28	Stipulation and [Proposed] Orde	er 2	Case No: 13-4678 NC

1	7. In light of the forgoing, good cause exists for the continuance. The parties request		
2	that the Court modify its current scheduling order as set forth above, or to some time		
3	thereafter, convenient to the Court and the parties.		
4	Respectfully submitted,		
5	ROBOOSTOFF & KALKIN		
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7	Dated: February 18, 2014 By: /s/ Scott Kalkin		
8	Attorneys for Plaintiff		
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11	Dated: February 18, 2014 By: /s/ Michelle McAloon Constandse		
12	Corporate Counsel MetLife Legal Affairs		
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14	PROPOSED ORDER		
15	Good cause having been shown, the Court hereby modifies its Scheduling Order as set		
16	forth above.		
17	STAR		
18	IT IS SO ORDERED.		
19	Dated: February 19, 2014		
20	The second		
21	Z Judge Nathanael M. Cousins		
22			
23	DISTRICT OF CS		
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20	Stipulation and [Proposed] Order 3 Case No: 13-4678 NC		