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 9 *Group Long Term Disability Plan for*
Employees of Oracle America, Inc. and
 10 *Hartford Life and Accident Insurance Company*

11
 12 **UNITED STATES DISTRICT COURT**
 13 **NORTHERN DISTRICT OF CALIFORNIA**
 14 **SAN FRANCISCO DIVISION**

15
 16 DAVE NAGY,

17 Plaintiff,

18 v.

19 GROUP LONG TERM
 20 DISABILITY PLAN FOR
 EMPLOYEES OF ORACLE
 21 AMERICA, INC., and HARTFORD
 LIFE AND ACCIDENT
 22 INSURANCE COMPANY,
 23 Defendants.

Case No. 14-CV-00038-HSG

**STIPULATION AND ORDER FOR
 45-DAY EXTENSION TO
 DETERMINE WHETHER NAGY IS
 ENTITLED TO BENEFITS UNDER
 THE “ANY OCCUPATION”
 STANDARD OF THE HARTFORD
 DISABILITY POLICY**

Honorable Haywood S. Gilliam, Jr.

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 25 Plaintiff Dave Nagy (“Plaintiff” or “Nagy”) and Defendants Group Long
 26 Term Disability Plan for Employees of Oracle America, Inc. (“the Plan”) and
 27 Hartford Life and Accident Insurance Company (“Hartford”) (collectively
 28 “the Parties”), hereby stipulate and agree as follows:

1 WHEREAS on April 22, 2016 this Court issued an interlocutory order
2 finding Nagy was entitled to disability benefits between September 13, 2011 and
3 January 16, 2013. The Court further ordered that Nagy's claim be remanded to
4 Hartford for further proceedings to determine whether Nagy is entitled to benefits
5 under the "any occupation" standard under the Hartford disability policy.

6
7 WHEREAS, in the Judgment this Court entered, it required that Hartford's
8 decision under the "any occupation" standard shall be made within 90 days of the
9 Court's April 22, 2016 Order, "absent tolling pursuant to ERISA regulations, the
10 parties' stipulation and/or a further order of this Court."

11
12 WHEREAS, the parties are cooperating to obtain the necessary information
13 to allow Hartford to conduct a proper review under ERISA, but Hartford is still
14 waiting on certain outstanding information, including medical and (possible)
15 vocational reviews. This information is necessary for Hartford to complete its
16 "any occupation" analysis in accordance with 29 CFR. 2560.503-1, before its final
17 decision is presented to this Court.

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19 WHEREAS, the parties stipulate that Hartford may have an extension of
20 approximately 45 days, from July 22, 2016 to **September 6, 2016** to determine
21 whether Nagy is entitled to benefits under the "any occupation" standard under the
22 Hartford disability policy and thus jointly request that this Court allow such an
23 extension.

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IT IS SO STIPULATED.

Dated: July 8, 2016

Law Offices of Laurence F. Padway

By: /s/ Laurence F. Padway
[As authorized on July 8, 2016]

Laurence F. Padway
Attorneys for Plaintiff David Nagy

Dated: July 8, 2016

Burke, Williams & Sorensen, LLP

By: /s/ Michael B. Bernacchi


Michael B. Bernacchi
Attorneys for Defendants Group Long
Term Disability Plan for Employees of
Oracle America, Inc. and Hartford Life
and Accident Insurance Company

ORDER

Pursuant to stipulation, and good cause appearing, IT IS HEREBY
ORDERED that Hartford shall have an additional 45-day extension, from July 22,
2016 to **September 6, 2016**, to make its decision whether Nagy is entitled to
benefits under the “any occupation” standard.

IT IS SO ORDERED.

Dated: July 11, 2016


Hon. Haywood S. Gilliam, Jr.
United States District Judge