

1 Counsel for plaintiff undersigned had estimated that the reply brief would take 8 hours to
2 complete. However, counsel undersigned has found this brief to require far more time than
3 anticipated. As of Friday, April 29, plaintiff's counsel anticipated a timely filing of the reply brief,
4 and he spent 10.7 hours working on the brief over the weekend to ensure that he would have
5 adequate time to complete it on Monday morning. On Monday, May 1, counsel began working on
6 the brief at 5:30 a.m. Counsel was still working on the brief in the late afternoon, and on review of
7 the brief at the end of the day, counsel decided to strike and re-write whole sections of it. At 11:30
8 p.m., last night, counsel realized the brief would not be ready for filing by midnight, despite having
9 devoted approximately 30 hours to it. Counsel is continuing to work on the brief today, and
10 anticipates having the full day available with the exception of a medical appointment and one
11 conference call. Counsel expects to have the brief ready for filing late today, but in an abundance of
12 caution, plaintiff's counsel requests that he be allowed to file the brief no later than Wednesday, May
13 3, 2017, two weeks before the hearing on the motion, which is scheduled for May 17.

14 The parties have met and conferred, and defendants have no objection to the late filing of Mr.
15 Montoya's reply brief.

16
17 RESPECTFULLY SUBMITTED:

18 Dated: May 2, 2017

LAW OFFICES OF LAURENCE F. PADWAY

19 By: /s/Laurence F. Padway

LAURENCE F. PADWAY

Attorneys for Plaintiff

MARLON MONTOYA

20
21
22 Dated: May 2, 2017

WILSON, ELSER, MOSKOWITZ,
EDELMAN & DICKER LLP

23 By: /s/Dennis J. Rhodes

DENNIS J. RHODES

Attorneys for Defendants

RELiance STANDARD LIFE

INSURANCE COMPANY and THE RSL

GROUP AND BLANKET TRUST

24
25
26
27
28
29
30 STIPULATION FOR AN ORDER PERMITTING THE LATE FILING OF PLAINTIFF'S REPLY
BRIEF RE MOTION FOR FEES AND COSTS; ORDER
USDC Northern District Court Case No. 3:14-cv-02740-WHO

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

ATTESTATION PURSUANT TO GENERAL ORDER 45

I, Laurence F. Padway, attest that concurrence in the filing of this document has been obtained from the other Signatory.

Dated: May 2, 2017

/S/ Laurence F. Padway
LAURENCE F. PADWAY

Attorneys for Plaintiff

ORDER EXTENDING TIME

Good cause appearing, it is ordered that plaintiff may file his reply brief in support of plaintiff's motion for fees may be filed no later than May 3, 2017.

IT IS SO ORDERED.

Date: May 3, 2017

By: 

HONORABLE WILLIAM H. ORRICK
UNITED STATES DISTRICT JUDGE