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Whereas Plaintiff's motion for summary judgment and opening brief is due on November 18, 2015; and

Whereas, counsel for plaintiff requests a continuance to Monday, November 23, 2015 due to the fact that he was hospitalized last week for bradycardia, hypotension and acute renal failure;

Now, therefore, the parties have conferred over their respective schedules, including the holidays, and respectfully request that the filing deadlines be continued as follows:

- Plaintiff's motion and opening brief: 11/23/15
- Defendant's motion and opposition: 12/14/2015
- Plaintiff's opposition/reply brief: 12/28/2015
- Defense reply/sur-reply brief: 1/8/2016
- Hearing: 2/3/2016 at 2:00 p.m.

The delay between the last defense filing and hearing date is necessitated because counsel for plaintiff is set for a jury trial in state court on January 20.

IT IS SO STIPULATED.

RESPECTFULLY SUBMITTED:

Dated: November 17, 2015 LAW OFFICES OF LAURENCE F. PADWAY

By: /s/Laurence F. Padway
LAURENCE F. PADWAY
Attorneys for Plaintiff
MARLON MONTOYA

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Dated: November 17, 2015

WILSON, ELSER, MOSKOWITZ,
EDELMAN & DICKER LLP

By: /s/Dennis J. Rhodes
ADRIENNE C. PUBLICOVER
DENNIS J. RHODES
Attorneys for Defendants
RELIANCE STANDARD LIFE
INSURANCE COMPANY and THE RSL
GROUP AND BLANKET TRUST

ATTESTATION PURSUANT TO GENERAL ORDER 45

I, Laurence F. Padway, attest that concurrence in the filing of this document has been obtained from any signatories indicated by a “conformed” signature (/s/) within this e-filed document. I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Dated: November 17, 2015

LAW OFFICES OF LAURENCE F. PADWAY

By: /s/Laurence F. Padway
LAURENCE F. PADWAY
Attorneys for Plaintiff
MARLON MONTOYA

ORDER

1 Pursuant to the stipulation of the parties, it is so ordered. The briefing and hearing
2 schedule on the cross-motions for summary judgment are continued as follows:

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Plaintiff's motion and opening brief: 11/23/15

Defendant's motion and opposition: 12/14/2015


Plaintiff's opposition/reply brief: 12/28/2015

Defense reply/sur-reply brief: 1/8/2016

Hearing: 2/3/2016 at 2:00 p.m.

10 **IT IS SO ORDERED.**

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12 Date: November 19, 2015

By 
HONORABLE WILLIAM H. ORRICK
UNITED STATES DISTRICT JUDGE

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