**JUDGMENT** 

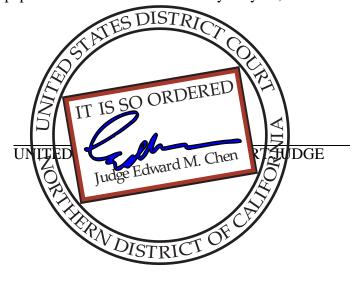
1	the Court's clerk, and it appears the parties and the Court are available for a hearing on the parties	
2	cross motions for summary judgment on May 25, 2017, at 1:30 p.m.	
3	Therefore, the parties through their respective counsel do hereby stipulate and request that	
4	the Court move the hearing date on the parties' cross motions for summary judgment to May 25,	
5	2017, at 1:30 p.m., with the parties' moving papers to be filed and served by April 20, 2017,	
6	opposing papers to be filed and served by May 4, 2017, and reply papers to be filed and served in	
7	by May 11, 2017.	
8		Respectfully submitted.
9	DATED: December 7, 2016	LEWIS BRISBOIS BISGAARD & SMITH LLP
10	DATED. December 7, 2010	LEWIS BRISDOIS BISGAARD & SMITH LEF
11		
12		By: /s/ Timothy J. Nally Greg L. Johnson
13		Timothy J. Nally Attorneys for Defendant UNITED
14		HEALTHCARE INC.
15	DATED: December 7, 2016	PHILIPS, ERLEWINE, GIVEN & CARLIN LLP
16		CREITZ & SEREBIN LLP
17		
18		By: /s/ Joseph Creitz
19		Joseph Creitz Co-Counsel for Plaintiffs DAVID BAIN, DAYNA
20		BAIN and ALAINA BAIN
21	ATTESTATION	
22	Pursuant to Civil Local Rule 5-1(i)(3), I attest that concurrence in the filing of this	
23	document has been obtained from each of the other signatories.	
24		
25	Dated: December 7, 2016	/s/ Timothy J. Nally
26		Timothy J. Nally Attorneys for Defendant
27		·
28		

## **ORDER UPON STIPULATION**

Pursuant to the stipulation of the parties and good cause appearing, the court moves the hearing date on the parties' cross-motions for summary judgment to May 25, 2017, at 1:30 p.m., with the parties' moving papers to be filed and served by April 20, 2017, opposing papers to be filed and served by May 4, 2017, and reply papers to be filed and served in by May 11, 2017.

It is so ORDERD.

DATED: 12/8/16



4817-8120-7101.1 3:15-cv-03305-EMC 4817-8120-7101.1 3 3:15-cv-03305-EMC STIPULATION AND PROPOSED ORDER TO RESCHEDULE HEARING DATE ON MOTIONS FOR SUMMARY