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8 Attorneys for Defendants
 CALIFORNIA PHYSICIANS' SERVICE dba BLUE
 9 SHIELD OF CALIFORNIA, BLUE SHIELD OF
 CALIFORNIA LIFE AND HEALTH INSURANCE
 10 COMPANY

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

16 ARAM HOMAMPOUR, JOHN
 BARTELS, and JON NAKA on behalf of
 17 themselves and all others similarly situated,

18 Plaintiff,

19 v.

20 CALIFORNIA PHYSICIANS' SERVICE
 dba BLUE SHIELD OF CALIFORNIA,
 21 BLUE SHIELD OF CALIFORNIA LIFE
 AND HEALTH INSURANCE
 22 COMPANY,

23 Defendant.

No. 3:15-cv-05003-WHO

Hon. William H. Orrick

**STIPULATION AND
 ORDER TO SET BRIEFING SCHEDULE
 ON DEFENDANTS' MOTION TO
 DISMISS**

Trial Date: None set
 Action filed: October 30, 2015

1 Plaintiffs Aram Homampour (“Homampour”), John Bartels (“Bartels”) and Jon Naka
2 (“Naka”) (collectively “Plaintiffs”) and Defendants California Physicians’ Service dba Blue
3 Shield of California (“Blue Shield of California”) and Blue Shield of California Life and Health
4 Insurance Company (“Blue Shield Life”) (collectively “Defendants”) stipulate, pursuant to Civil
5 Local Rule 6-2, as follows:

6 1. Plaintiff Homampour filed his Complaint against Blue Shield Life on October 30,
7 2015 and served Blue Shield Life with the Complaint on November 13, 2015.

8 2. On November 2, 2015, this Court set an initial case management conference
9 (“CMC”) for February 2, 2016 at 2:00 p.m.

10 3. On December 1, 2015, Plaintiff Homampour and Blue Shield Life filed a
11 stipulation, pursuant to Local Rule 6-1(a), to extend the time for Blue Shield Life to respond to
12 the initial Complaint, to and including January 8, 2016.

13 4. On December 31, 2015, Plaintiff Homampour and Blue Shield Life filed a
14 stipulation to the filing of a First Amended Complaint (“FAC”) and to continue the initial case
15 management conference. (Dkt. No. 14.) On January 4, 2016, the Court entered its Order on the
16 stipulation. (Dkt. No. 15.) In the Order, the Court noted that, “[i]n the event [Blue Shield Life]
17 moves to dismiss the FAC, the Court will entertain a stipulation to hold the Case Management
18 Conference on the same date as the hearing on the motion.”

19 5. On January 15, 2016, Plaintiff Homampour filed his FAC, adding Plaintiff Bartels
20 and Naka and Defendant Blue Shield of California. (Dkt. No. 16.)

21 6. On January 21, 2016, the parties filed a stipulation to further continue the initial
22 case management conference to May 24, 2016, and to extend the time for Defendants to respond
23 to the FAC until April 22, 2016. (Dkt. No. 21.) The Court entered its Order on the stipulation on
24 January 25, 2016. (Dkt. No. 22.)

25 7. The Court thereafter advanced the Initial Case Management Conference to
26 May 17, 2016. (Dkt. No. 23.)

1 *Physicians' Service*, Case No. 3:16-cv-01773-WHO, and because of the upcoming Thanksgiving
2 holiday.

3 17. The parties agreed upon the following briefing schedule: Plaintiffs' opposition will
4 be due on November 14, 2016, and Defendants' reply will be due on December 5, 2016.

5 **SO STIPULATED.**

6
7 Dated: October 19, 2016

MANATT, PHELPS & PHILLIPS, LLP

8
9 By: /s/ Ileana M. Hernandez

10 Gregory Pimstone
11 John LeBlanc
12 Ileana M. Hernandez
13 Leah R. Adams
14 *Attorneys for Defendants*
CALIFORNIA PHYSICIANS' SERVICE
dba BLUE SHIELD OF CALIFORNIA,
BLUE SHIELD OF CALIFORNIA LIFE
AND HEALTH INSURANCE
COMPANY

15 Dated: October 19, 2016


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17 By: /s/ Timothy J. Rozelle

18 Glenn R. Kantor
19 Timothy J. Rozelle
20 *Attorneys for Plaintiffs*
ARAM HOMAMPOUR, JOHN
BARTELS, and JON NAKA

21
22 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

23 Dated: October 26, 2016

24
25 
26 Honorable William H. Orrick
United States District Judge