

United States District Court
Northern District of California

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

NANCY HART,
Plaintiff,
v.
UNUM LIFE INSURANCE COMPANY
OF AMERICA,
Defendant.

Case No. 15-cv-05392-TEH

**ORDER DENYING PLAINTIFF
HART'S ADMINISTRATIVE
MOTION TO SHORTEN TIME ON
HART'S MOTION FOR ATTORNEY
FEES AND COSTS**

On July 10, 2017, Plaintiff Hart filed a renewed Motion for Attorney's Fees, Costs of Suit, Award of Damages and Prejudgment Interest. ECF No. 67. Currently before the court is Hart's administrative motion pursuant to Civ. L.R. 7-11 to expedite the motion's briefing schedule and to set a hearing on the motion for July 31, 2017. ECF No. 81. Defendant Unum timely opposed the administrative motion, pointing out procedural deficiencies under Civ. L.R. 6-3 and stating that its counsel will be unavailable on July 31, 2017. ECF No. 82.

In light of Unum's opposition and given the close proximity of Judge Henderson's retirement, the Court is unable to grant Hart's request to expedite the briefing and hearing on Plaintiff's motion for attorney fees. Moreover, while the Court is aware of Hart's concerns regarding case reassignment to a new judge, the Court is fully confident that the motion will be fairly and adequately addressed regardless of which judge in this district receives the case.

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Accordingly, Hart’s administrative motion to shorten time is DENIED. The briefing and hearing on Hart’s attorney fees and costs motion shall continue to be governed under Civ. L.R. 7, subject to any future orders by the receiving judge.

IT IS SO ORDERED.

Dated: 7/17/2017



THELTON E. HENDERSON
United States District Judge