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9 UNITED STATES DISTRICT COURT
 10 NORTHERN DISTRICT OF CALIFORNIA

11 MARIANNE DILLEY,
 12
 13 Plaintiff,
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 15 vs.
 16 METROPOLITAN LIFE INSURANCE
 17 COMPANY; BANK OF AMERICA LONG
 TERM DISABILITY BENEFITS PLAN,
 18 Defendants.

Case No.: C 07-01831 PJH (MEJ)
 ORDER DENYING REQUEST TO CONTINUE
~~STIPULATION AND [PROPOSED]~~
 ORDER CONTINUING THE FURTHER
 CASE MANAGEMENT CONFERENCE

**SHERNOFF BIDART
 DARRAS ECHEVERRIA**
 LAWYERS FOR INSURANCE POLICYHOLDERS

19 Plaintiff Marianne Dilley and Defendants Metropolitan Life Insurance Company
 20 (“MetLife”) and Bank of America Long Term Disability Plan (the “Plan”) (collectively, “the
 21 Parties”) hereby stipulate and agree as follows:

22 WHEREAS, plaintiff filed a discovery motion to enforce the Court’s December 5, 2007
 23 discovery order;

24 WHEREAS, in its opposition to plaintiff’s discovery motion, defendants also seek a
 25 protective order;

26 WHEREAS, the Court referred plaintiff’s discovery motion to Magistrate Judge Maria-
 27 Elena James for resolution;

28 WHEREAS, pursuant to Judge James’ Notice of Reference and Standing Order

**SHERNOFF BIDART
DARRAS ECHEVERRIA**
LAWYERS FOR INSURANCE POLICYHOLDERS

1 Regarding Discovery and Dispute Procedures, on August 5, 2008, the Parties filed their Joint
2 Meet and Confer Letter regarding Discovery;

3 WHEREAS, on November 19, 2008, Judge James issued an Order setting a Discovery
4 Hearing for December 4, 2008;

5 WHEREAS, during the December 4, 2008 Discovery Hearing, Judge James ordered
6 further briefing and set a hearing date of March 5, 2009 for defendants' motion for protective
7 order;

8 WHEREAS, there is a further case management conference set for January 15, 2009;

9 WHEREAS, the Parties are agreed that it would be in the interest of judicial economy to
10 await the outcome of the pending discovery dispute before attending a further case management
11 conference;

12 NOW, THEREFORE, the parties hereby stipulate to and mutually request that the Court
13 continue the further case management conference currently set for January 15, 2009 for 90 days,
14 at which time the parties anticipate that a motion date can be set with reasonable certainty.

15 IT IS SO AGREED AND STIPULATED.

16 DATED: December 10, 2008 SHERNOFF BIDART DARRAS ECHEVERRIA, LLP

17 By: /s/ Lissa A. Martinez
18 Lissa A. Martinez
19 Attorneys for Plaintiff

20 DATED: December 10, 2008 SEDGWICK, DETERT, MORAN & ARNOLD LLP

21 By: /s/ Rebecca A. Hull (as authorized on 12/10/08)
22 Rebecca A. Hull
23 Attorneys for Defendants

24 IT IS SO ORDERED.

25 DATED: 12/12/08



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