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5 Attorneys for Defendants  
 6 Metropolitan Life Insurance Company and  
 Bank of America Long Term Disability Benefits Plan  
 7 (erroneously sued as Bank of America Long Term Disability Plan)

8 UNITED STATES DISTRICT COURT  
 9 NORTHERN DISTRICT OF CALIFORNIA

10  
 11 LENA MONZON RAMOS,

12 Plaintiff,

13 v.

14 BANK OF AMERICA; METROPOLITAN  
 LIFE INSURANCE COMPANY; BANK  
 15 OF AMERICA LONG TERM  
 DISABILITY PLAN,

16 Defendants.

CASE NO. CV 08-01375 PJH

**STIPULATION AND [PROPOSED]  
 ORDER TO CONTINUE DISCOVERY  
 DATES AND DEADLINES**

17  
 18 Defendants Metropolitan Life Insurance Company (“MetLife”), Bank of America Long  
 19 Term Disability Benefits Plan (“Plans” herein), Bank of America Group Benefits Program  
 20 (“BofA”), and plaintiff Lena Monzon Ramos, by and through their respective attorneys of record,  
 21 hereby agree and stipulate as follows:

22 1. Pursuant to Stipulation and Court Order, it was agreed that it would be in the  
 23 interests of all parties, and consistent with judicial economy, for the potential discovery and  
 24 related issues, as well as substantive motions, be deferred while the parties attempted to mediate  
 25 their disputes.

26 2. It was further agreed that if the mediation was not successful, a period of 120 days  
 27 thereafter, should be sufficient time in which to conduct any necessary discovery procedures,  
 28

1 including potential motions.

2 3. A mediation was held on January 23, 2009, which was unsuccessful.

3 4. The parties have agreed that additional time is needed for plaintiff to file her  
4 motion to compel discovery, due to the current illness of her counsel.

5 WHEREFORE, the parties, by and through their respective counsel stipulate, and request  
6 that the Court order, as follows:

7 **STIPULATION**

8 The parties agree that plaintiff's motion to compel discovery, if any, will be filed on or  
9 before May 7, 2009, and will be noticed for hearing not earlier than June 25, 2009.

10 IT IS SO STIPULATED.

11 DATED: April 16, 2009

SEDGWICK, DETERT, MORAN & ARNOLD LLP

12  
13 By: /s/ Rebecca A. Hull

Rebecca A. Hull

Michelle Y. McIsaac

Attorneys for Defendants

Metropolitan Life Insurance Company and Bank of  
16 America Long Term Disability Benefits Plan

17  
18 DATED: April 16, 2009

THE LAW OFFICE OF JOSEPH A. CREITZ, P.C.

LAW OFFICE OF JOSEPH A. GAROFOLO, P.C.

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20  
21 By: /s/ Joseph A. Creitz

Joseph A. Creitz

Attorneys for Plaintiff

Lena Monzon Ramos

22  
23  
24 **ORDER**

25 Upon the stipulation of the parties, and good cause appearing, IT IS SO ORDERED.

26  
27 DATED: 4/20/09

28 \_\_\_\_\_  
UNITED STATES DISTRICT COURT



Case No. CV 08-01375 PJH