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Randolph T. Scott

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15 UNITED STATES DISTRICT COURT
16 FOR THE NORTHERN DISTRICT OF CALIFORNIA
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18 RANDOLPH T. SCOTT,
19 Plaintiff,
20 vs.
21 UNUM LIFE INSURANCE COMPANY
OF AMERICA,
22 Defendants.
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Case No.: 4:09-cv-01841-SBA

**STIPULATION TO CONTINUE
TRIAL AND RELATED DATES;
ORDER**

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25 TO THE CLERK OF COURT AND ALL PARTIES IN THE ABOVE CAPTIONED
26 MATTER:
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1 Parties in the above entitled action, plaintiff Randolph T. Scott, by and through
2 his counsel of record, Michael Horrow of Donahue & Horrow, and defendant Unum
3 Life Insurance Company of America, by and through its counsel of record, Thomas M.
4 Herlihy of Wilson, Elser, Moskowitz, Edelman & Dicker LLP hereby stipulate to
5 continue the trial in this matter, the pretrial deadlines and the hearing on dispositive
6 motions as follows:
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8 Expert discovery Cut-off – October 18, 2010

9 Last day to hear dispositive motions (Motion Cut-off) – November 16, 2010

10 Mandatory Settlement Conference to be held between November 17, 2010 –
11 January 31, 2011

12 Pretrial papers due – March 22, 2011

13 Motion in Limine/objections to evidence due – March 29, 2011

14 Oppositions to Motions in Limine and/or responses to objections to evidence
15 due - April 5, 2011

16 Replies to Motions in Limine Due April 8, 2011

17 Pretrial Conference – April 12, 2011 at 1:00 p.m.

18 Trial – April 18, 2011 at 8:30 a.m.

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20 The parties wish to continue to move the case forward, despite requesting a trial
21 continuance to April 2011. Therefore, the parties respectfully request that the last day
22 to hear dispositive motions be set for November 16, 2010 or for a date shortly
23 thereafter. The disparity between the resolution of any dispositive motions and the
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requested continued trial date of April 18, 2011 is due to counsel’s unavailability in the months prior. Further, the parties wish to have time to possibly resolve the matter following the hearing on any dispositive motions and well in advance of the trial date; therefore, the parties request that the mandatory settlement conference take place between November 17, 2010 and January 31, 2011. The parties have met and conferred extensively on these deadlines.

IT IS STIPULATED:

Respectfully submitted,
DONAHUE & HORROW LLP

Date: September 8, 2010

By /s/ Michael Horrow
Michael B. Horrow
Nichole D. Podgurski
Attorneys for Plaintiff RANDOLPH T. SCOTT

WILSON, ELSER, MOSKOWITZ,
EDELMAN & DICKER LLP

Date: September 8, 2010

By /s/ Sheena Jain
Thomas M. Herlihy
Sheena V. Jain
Attorneys for Defendant
UNUM LIFE INSURANCE COMPANY
OF AMERICA

ORDER

IT IS SO ORDERED.

Date: 9/8/10



Sandra B. Armstrong
United States District Court Judge

DONAHUE & HORROW, LLP

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