

1 1. The parties have agreed that defendants' response to the Complaint shall be due on
2 or before Friday, January 23, 2010; and

3 2. This stipulated date for defendants to respond to the Complaint will alter the date of
4 events and deadlines already fixed by Court order. In its September 18, 2009 ADR Scheduling
5 Order, the Court set the Initial Case Management Conference date for January 6, 2010. On
6 December 8, 2009, Plaintiff filed a request to continue the case management conference to allow
7 plaintiff additional time to serve defendants. On December 11, 2009, the Court reset the initial
8 case management conference for January 27, 2010. Defendant UOP Disability Plan was served on
9 December 11, 2009 and service was accomplished on defendant AXA Equitable Life Insurance
10 Company on December 8, 2009. Thus, defendants' responses to the complaint are currently due
11 on December 31, 2009 and December 28, 2009, respectively.

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1 If the Court approves this stipulation, the Initial Case Management Conference date will
2 need to be continued so that the parties can conduct the FRCP Rule 26(f) conference of the parties
3 twenty-one (21) days before the scheduling conference.

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5 Date: December 28, 2009

WILSON, ELSER, MOSKOWITZ,
EDELMAN & DICKER LLP

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7 By: /s/ Adrienne C. Publicover
8 ADRIENNE C. PUBLICOVER
9 SHIVANI NANDA
10 Attorneys for Defendants
11 AXA EQUITABLE LIFE INSURANCE
12 COMPANY and UOP DISABILITY
13 BENEFIT PLAN

14
15 Date: December 28, 2009


KANTOR & KANTOR, LLP

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17 By: /s/ Peter S. Sessions
18 GLENN R. KANTOR
19 PETER S. SESSIONS
20 Attorneys for Plaintiff
21 NANCY GORDON

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23 **ORDER**

24 Good cause appearing therefore, IT IS HEREBY ORDERED that the deadline for
25 defendants to respond to plaintiff's complaint shall be extended to January 23, 2010.

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27 Date: 1/4/10

28 By: _____
HONORABLE EDWARD M. CHEN
United States District Court
Northern District of California


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STIPULATION REGARDING DATE TO ANSWER OR OTHERWISE RESPOND TO
PLAINTIFF'S COMPLAINT; AND [PROPOSED] ORDER