

Gordon & Rees LLP
633 West Fifth Street, Suite 4900
Los Angeles, CA 90071

1 TAD A. DEVLIN (SBN 190355)
JOEL A. MORGAN (SBN 262937)
2 GORDON & REES LLP
275 Battery Street, Suite 2000
3 San Francisco, CA 94111
Telephone: (415) 986-5900
4 Facsimile: (415) 986-8054

5 Attorneys for Defendant
AETNA LIFE INSURANCE COMPANY
6

7 UNITED STATES DISTRICT COURT
8 NORTHERN DISTRICT OF CALIFORNIA

9 MICHAEL FRANKS,) CASE NO. CV 10-03880 CW
)
10 Plaintiff,) Judge Claudia Wilken
)
11 vs.) **STIPULATION AND [PROPOSED]**
) **ORDER TO CONTINUE CASE**
12 AETNA LIFE INSURANCE COMPANY; THE) **MANAGEMENT CONFERENCE**
)
13 SPRINT/UNITED MANAGEMENT COMPANY)
)
14 LONG TERM DISABILITY PLAN;)
)
SPRINT/UNITED MANAGEMENT COMPANY,)
14 in its capacity as Plan Administrator,)
)
15 Defendant.)

17 **TO THE COURT, THE PARTIES AND THEIR ATTORNEYS OF RECORD:**

18 The parties in this action, Plaintiff Michael Franks and Defendants Aetna Life Insurance
19 Company and Sprint/United Management Company Long Term Disability Plan, and
20 Sprint/United Management Company (collectively referred to herein as “Defendants”), by and
21 through their respective counsel of record, hereby stipulate as follows:

22 WHEREAS the parties in this action are currently set to attend the Court’s Further Case
23 Management Conference scheduled for January 18, 2011;

24 WHEREAS the parties have been discussing resolution of this matter and have made
25 progress in that regard. To facilitate further discussions and avoid unnecessary time and expense
26 and use of the Court’s resources, the parties, through their attorneys, seek to continue the time
27 for the parties to appear at to the January 18, 2011 Case Management Conference for at least 45

Gordon & Rees LLP
633 West Fifth Street, Suite 4900
Los Angeles, CA 90071

1 days.

2 WHEREAS the Court conducts Case Management Conferences on Tuesdays at 2 p.m.,
3 all parties have agreed to continue the current Case Management Conference until March 8, 2011
4 to allow parties the necessary time to further discuss resolution of this matter.

5 **IT IS SO STIPULATED:**

6 Dated: January 13, 2011

GORDON & REES LLP

7

8

By: _____/s/_____

9

Tad Devlin
Joel A. Morgan
Attorneys for Defendant
AETNA LIFE INSURANCE
COMPANY

10

11

DATED: January 13, 2011

JULIAN M. BAUM & ASSOCIATES

12

13

14

By: _____/s/_____

15

Julian M. Baum, Esq.
Attorneys for Plaintiff
MICHAEL FRANKS

16

DATED: January 13, 2011

MCGUIREWOODS LLP

17

18

By: _____/s/_____

19

Adam H. Garner, Esq.
Attorneys for Defendants,
SPRINT/UNITED MANAGEMENT
COMPANY AND THE
SPRINT/UNITED MANAGEMENT
COMPANY LONG TERM
DISABILITY PLAN

20

21


22

23

24 **PURSUANT TO THE STIPULATION, IT IS SO ORDERED** that the Case
25 Management Conference in this case is continued to March 8, 2011.

26

Date: **Jan. 14**, 2011



Claudia Wilken
United States District Judge

27

28