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22 UNITED STATES DISTRICT COURT
 23 NORTHERN DISTRICT OF CALIFORNIA

24 SUSAN CARNAHAN,
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 26 Plaintiff,
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 28 v.
 29 METROPOLITAN LIFE INSURANCE
 30 COMPANY,
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 32 Defendant.

CASE NO: CV 11-03064-SBA

**STIPULATION AND ORDER TO
 CONTINUE HEARING DATE ON
 PLAINTIFF'S AND DEFENDANT'S
 MOTIONS FOR JUDGMENT**

1 WHEREAS, on June 8, 2012, plaintiff and defendant each filed a Motion for Judgment;
2 WHEREAS, on July 2, 2012, plaintiff filed a Motion to Strike the Declaration of Gregory
3 Hafner or in the alternative a Request to Reopen Discovery;

4 Whereas on July 23, 2012, the Court ordered that the hearing on the Motions for
5 Judgment be continued to October 23, 2012;

6 WHEREAS on July 25, 2012 the court referred plaintiff's motion to the Chief Magistrate
7 Judge for a report and recommendation;

8 WHEREAS on September 28, 2012 Magistrate Judge Nathanael Cousins denied
9 plaintiff's Motion to Strike but recommended the reopening of discovery for the limited purpose
10 of allowing plaintiff to depose Gregory Hafner in the next 30 days;

11 WHEREAS the court has not yet issued an order on the Recommendation; and

12 WHEREAS the parties have not yet been able to arrange a date for the deposition to take
13 place.

14 NOW THEREFORE, IT IS HEREBY AGREED AND STIPULATED, subject to the
15 Court's approval, the parties agree, and respectfully request, that the Court continue the hearing
16 date on both plaintiff's and defendant's Motions for Judgment from October 23, 2012 to
17 December 14, 2012, or such other date as the Court might order.

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DATED: October 17, 2012

KANTOR & KANTOR LLP

By: /s/ Glenn R. Kantor
Glenn R. Kantor
Beth A. Davis
Attorneys for Plaintiff
SUSAN CARNAHAN

DATED: October 17, 2012

SEDGWICK LLP

By: /s/ Rebecca Hull
Rebecca Hull
Erin Cornell
Attorneys for Defendant
METROPOLITAN LIFE INSURANCE COMPANY

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ORDER

Having considered the stipulation filed by the parties on 10/17/12, and good cause appearing,

IT IS HEREBY ORDERED that the hearing on Plaintiff's and Defendant's Motions for Judgment currently set for October 23, 2012 is rescheduled to December 18 , 2012, at 1:00 p.m..

IT IS SO ORDERED

DATE: 10/18/12


SAUNDRA BROWN ARMSTRONG
United States District Judge