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5 Attorney for Defendant
 6 AT&T UMBRELLA BENEFIT PLAN NO. 1

7
 8 UNITED STATES DISTRICT COURT
 9 NORTHERN DISTRICT OF CALIFORNIA
 10 OAKLAND DIVISION

12 JOHN DOE,
 13 Plaintiff,
 14 vs.
 15 AT&T UMBRELLA BENEFIT PLAN NO.1
 16 Defendant.

Case No. C11-04603 DMR

**STIPULATION AND PROPOSED
 ORDER TO STAY DISCOVERY AND
 MODIFY DATES**

Judge: Magistrate Judge Ryu

Amended Complaint filed: October 19, 2011

1 This Stipulation is entered into by and among Plaintiff John Doe (“Plaintiff”),
2 Defendant AT&T UMBRELLA BENEFIT PLAN NO. 1 (“Defendant”), by and through their
3 respective counsel.

4 WHEREAS Plaintiff filed his First Amended Complaint on October 19, 2011.

5 WHEREAS Defendant filed its Answer to the First Amended Complaint on December
6 16, 2011.

7 WHEREAS the parties are currently in the process of informal good faith settlement
8 negotiations.

9 WHEREAS the parties are interested in limiting the accrual of fees and costs during
10 settlement negotiations to the extent possible, as the incurrence of additional fees and costs may
11 impede the resolution of this matter.

12 WHEREAS, should the parties fail to resolve this matter informally, they are scheduled
13 to attend a settlement conference with Magistrate Judge Jacqueline Scott Corley on June 5,
14 2012 at 10:30 a.m.

15 WHEREAS the parties have agreed to stay all discovery until the conclusion of the June
16 5, 2012 settlement conference.

17 WHEREAS the parties propose to modify the current case schedule as follows to
18 accommodate a brief stay of discovery:

<u>Currently Scheduled Dates</u>	<u>Proposed Modified Scheduled Dates</u>
Fact Discovery Cutoff: 6/8/2012	Fact Discovery Cutoff: 6/22/2012
Motions for Summary Judgment: 6/21/2012	Motions for Summary Judgment: 7/5/2012
Hearing on Summary Judgment: 7/26/2012	Hearing on Summary Judgment: 8/9/2012
Pretrial Meet and Confer: 7/23/2010	Pretrial Meet and Confer: 8/16/2012
Joint Pre-Trial Stmt/Trial Briefs: 8/2/2102	Joint Pre-Trial Stmt/Trial Briefs: 8/30/2012
Pre-Trial Objections: 8/13/2012	Pre-Trial Objections: 9/10/2012
Pre-Trial Conference: 8/22/2012	Pre-Trial Conference: 9/19/2012
Trial: 10/1/2012	Trial: 10/1/2012 (no change)

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IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned counsel for Plaintiff and Defendant, as follows:

1. All discovery is stayed until the conclusion of the June 5, 2012 settlement conference.
2. Should the parties fail to resolve the dispute upon the conclusion of the settlement conference, they shall be prepared to proceed with litigation as set forth above in the proposed modified scheduled dates.

Respectfully Submitted,

Dated: May 24, 2012

AT&T Services Legal Department

/s/ Theresa M. Cabreros
Theresa M. Cabreros
Attorney for Defendant

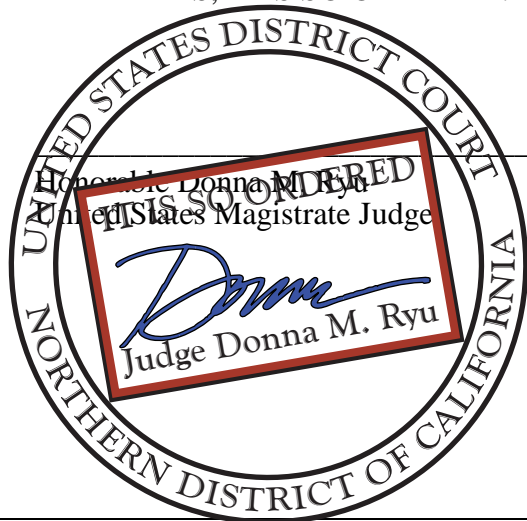
Dated: May 24, 2012

Lewis, Feinberg, Lee, Renaker & Jackson

/s/ Lindsay Nako
Lindsay Nako
Attorneys for Plaintiff

PURSUANT TO THE STIPULATION OF THE PARTIES, IT IS SO ORDERED.

Dated: May 25, 2012



1 **FILER'S ATTESTATION**

2
3 Pursuant to General Order No. 45, Section X, Subparagraph B, the undersigned attests
4 that all parties have concurred in the filing of the Stipulation to Stay Discovery and Modify
5 Dates.

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7 Dated: May 24, 2012

AT&T Services Legal Department

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9 /s/ Theresa M. Cabreros
10 Theresa M. Cabreros

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