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COMPANY and GROUP LONG TERM DISABILITY PLAN
for HELLER, ERHMAN, WHITE & MCAULIFFE

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

PATRICIA GALVIN

Plaintiff,

vs.

PROVIDENT LIFE AND ACCIDENT
INSURANCE COMPANY as Administrator and
Fiduciary of the GROUP LONG TERM
DISABILITY PLAN for HELLER, ERHMAN,
WHITE & MCAULIFFE, and the GROUP LONG
TERM DISABILITY PLAN for HELLER,
ERHMAN, WHITE & MCAULIFFE,

Defendant.

Case No.: C07-05195 JF

**STIPULATION AND [PROPOSED]
ORDER TO CONTINUE HEARING
ON PLAINTIFF'S MOTION FOR
COMPUTATION OF BENEFITS**

The parties to the above captioned matter, plaintiff Patricia Galvin, through her attorney of record, Scott Kalkin, of Roboostoff & Kalkin, and defendants Provident Life & Accident Ins. Co. as administrator and fiduciary of Group Long Term Disability Plan for Heller, Erhman,

1 White & McAuliffe, and the Group Long Term Disability Plan for Heller, Erhman, White &
2 McAuliffe, through their attorneys of record, Catherine Gregory, of Wilson, Elser, Moskowitz,
3 Edelman & Dicker LLP hereby advise the Court of the following developments, propose a
4 stipulation, and respectfully request that the Court sign the accompanying order.

5 Defendants regretfully advise the Court that their counsel, John C. Ferry, Esq., died on
6 April 16, 2010.

7 Unaware that Mr. Ferry had passed away, on April 28, 2010, plaintiff filed a Motion for
8 Computation for Benefits with a hearing date of June 11, 2010. Because Mr. Ferry was
9 primarily responsible for this litigation, the new attorney handling the remainder of the case
10 needs additional time to become familiar with the file and complex procedural posture.

11 Thus, the parties stipulate that hearing be continued to July 2, 2010, at 9:00 a.m. The
12 parties also stipulate that all deadlines dependent on the hearing be continued accordingly.

13
14 **IT IS SO STIPULATED.**

15 Dated: May 28, 2010

ROBOOSTOFF & KALKIN

By _____/s/_____

Scott Kalkin

Attorney for Plaintiff

PATRICIA GALVIN

18 WILSON, ELSER, MOSKOWITZ, EDELMAN &
19 DICKER LLP

20 Dated: May 28, 2010

By _____/s/_____

Catherine Gregory

21 Attorney for Defendants PROVIDENT LIFE AND
22 ACCIDENT INSURANCE COMPANY and GROUP
23 LONG TERM DISABILITY PLAN for HELLER,
24 ERHMAN, WHITE & MCAULIFFE

25 **ORDER**

26 GOOD CAUSE APPEARING THEREFOR, the hearing on plaintiff's Motion for
27 Computation of Benefits is continued to July 2, 2010.

28 Date: 6/7/2010, 2010


The Honorable Jeremy Fogel
UNITED STATES DISTRICT JUDGE