

Ropers Majeski Kohn & Bentley  
A Professional Corporation  
Redwood City

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5 Attorneys for Defendant, LIBERTY MUTUAL FIRE  
6 INSURANCE COMPANY (erroneously sued herein as  
LIBERTY MUTUAL FIRE INSURANCE COMPANY  
7 aka LIBERTY MUTUAL INSURANCE COMPANY)

8 UNITED STATES DISTRICT COURT  
9 NORTHERN DISTRICT OF CALIFORNIA  
10 SAN JOSE DIVISION

12 RICHARD T. ABBATE,  
13 Plaintiff,  
14 v.  
15 LIBERTY MUTUAL FIRE INSURANCE  
COMPANY, a corporation aka LIBERTY  
16 MUTUAL INSURANCE COMPANY; and  
DOES 1 through 10, inclusive,  
17 Defendants.  
18

CASE NO. C 08-03451 JW  
*James W. Jones*  
**STIPULATION AND [PROPOSED] ORDER**  
FOUND AS MOOT **EXTENDING DEFENDANT**  
**LIBERTY MUTUAL FIRE INSURANCE**  
**COMPANY'S TIME TO RESPOND TO**  
**PLAINTIFF'S FIRST AMENDED**  
**COMPLAINT**

19 It is hereby stipulated by and between plaintiff RICHARD T. ABBATE and defendant,  
20 LIBERTY MUTUAL FIRE INSURANCE COMPANY (erroneously sued herein as LIBERTY  
21 MUTUAL FIRE INSURANCE COMPANY aka LIBERTY MUTUAL INSURANCE  
22 COMPANY), through their respective attorneys of record, that defendant shall have up to and

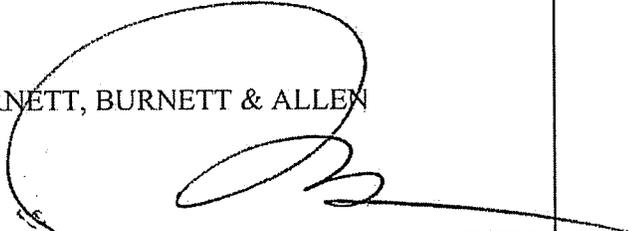
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1 including February 13, 2009 to file and serve its response to plaintiff's First Amended Complaint  
2 on file in this action.

3 **IT IS SO STIPULATED.**

4 Dated: February 9, 2009

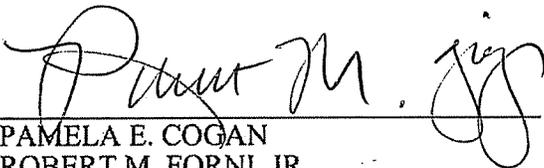
BURNETT, BURNETT & ALLEN

6 By: 

DOUGLAS B. ALLEN  
Attorneys for Plaintiff  
RICHARD T. ABBATE

8 Dated: February 9, 2009

ROPERS, MAJESKI, KOHN & BENTLEY

10 By: 

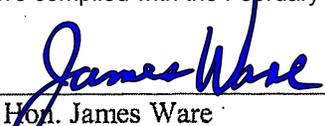
PAMELA E. COGAN  
ROBERT M. FORNI, JR.  
Attorneys for Defendant  
LIBERTY MUTUAL FIRE INSURANCE  
COMPANY (erroneously sued herein as  
LIBERTY MUTUAL FIRE INSURANCE  
COMPANY aka LIBERTY MUTUAL  
INSURANCE COMPANY)

16 **ORDER**

17 PURSUANT TO STIPULATION, IT IS SO ORDERED.

18 The Stipulation is found as MOOT. Defendants have complied with the February 13, 2009 deadline.

19 Dated: February 20, 2009

  
Hon. James Ware

United States District Judge