1 CHARLES B. PERKINS (#126942) FLYNN, ROSE & PERKINS **E-Filed 10/28/2010** 2 59 North Santa Cruz Avenue, Suite Q Los Gatos, California 95030 (408) 399-4566 3 cbperk@earthlink.net 4 Attorney for Plaintiff, DALIT WAISSMAN 5 6 7 8 UNITED STATES DISTRICT COURT 9 NORTHERN DISTRICT OF CALIFORNIA 10 DALIT WAISSMAN, Case No. C08 04731 JF 11 PROPOSED JUDGMENT Plaintiff, 12 VS. 13 LIFE **INSURANCE COMPANY** 14 NORTH AMERICA, SAP AMERICA, INC., LONG TÉRM DISABILITY INCOME PLAN, and SAP AMERICA, INC. 15 LIFE INSURANCE PLAN. 16 Defendants. 17 18

On January 20, 2010, the Court issued its findings of fact and conclusions of law, ordering that Plaintiff's future Long Term Disability benefits be reinstated, that she be awarded past disability benefits retroactive to May 25, 2006, plus interest pursuant to USC §1961, and that all other benefits under the Plan be reinstated, including Waiver of Plaintiff's premiums under the Life Insurance Plan. Counsel were directed to meet and confer as to the proper form of judgment, and the briefing schedule for an award of attorney's fees and costs.

On March 22, 2010, the parties filed a Stipulation agreeing to the amount of past Long Term Disability benefits to be reinstated, interest, and attorney's fees through the date of the

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Stipulation.

On October 7, 2010, the parties filed a Stipulation Re: reinstatement of Plaintiff's Long Term Disability benefits, and life insurance on a Waiver of Premium, and for settlement of the remaining issues.

IT IS HEREBY ORDERED that judgment be entered for Plaintiff DALIT WAISSMAN in accordance with the Findings of Fact and Conclusions of Law, filed on January 20, 2010, and the Stipulations filed on March 22, 2010 and October 7, 2010. The Clerk of the Court shall close this file.

DATE: October 28,2010

JEZEMY FOGE L United States District Judge