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**\*E-FILED - 8/12/10\***

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IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

YUN-WEN LU, )  
)  
Plaintiff, )  
)  
v. )  
)  
UNUM GROUP. )  
)  
Defendants. )  
\_\_\_\_\_ )

No. 5:09-cv-03080 RMW  
  
STIPULATION TO CONTINUE  
DATE AND TIME OF CMC BY  
PLAINTIFF, YUN-WEN LU  
AND ORDER

Plaintiff, Yun-Wen Lu, and Defendant, Unum Group, through their respective  
counsel of record hereby stipulate pursuant to Federal Rules of Civil Procedure, Rule 15(a), to allow  
plaintiff to continue the date and time of the Case Management Conference, currently scheduled for  
August 13, 10:30 a.m.

1 Plaintiff, Ms. Lu, requests this continuance due to her health and effects of medications. Ms.  
2 Lu believes it is critical that she personally appear at the CMC. A continued CMC date to an afternoon  
3 Hearing could allow to her to attend. Ms. Lu has requested the following, in her own words, be  
4 considered by this Court in determining whether to grant this request for a continuance:  
5

6 Although I am preparing a counter-offer to Unum now, I  
7 do wish to have more time, about 2-3 months, allowing my  
8 Gastroenterologist, Dr. Vicky Yang, to check on my existing  
9 liver tumor issues and a hospital to do a MRI on my abdomen  
10 again. The last check-up was done in 2/08 due to all the  
11 extreme difficulties happened in my life for the following  
12 2+ years. Because my overseas medical trip will be in Sept, I  
13 guess the outcome of the MRI can't be obtained until 10/10.  
14 If needed, we can have an afternoon hearing set in a near  
15 term to report the progress of the case for the Judge. Or,  
16 just hold for temp until the hospital exam completed. It's  
17 up to the Judge's discretion.

18 I still owe the counter-offer due. I am very behind for all  
19 the matters indeed; however, I do plan to complete it by the  
20 end of the coming weekend. It's so frustrating of my being  
21 impaired and slow. I apologize for being late about the due  
22 anyway. Again thank you very much for all anyway.

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28 Plaintiff, Ms. Lu, respectfully requests that the CMC be rescheduled to a later date, in the  
afternoon, convenient to the Court and all parties.

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RIMAC MARTIN, P.C.

Dated: August 6, 2010

By: /s/ Anna M. Martin

Attorneys for Defendant, Unum Group

Dated: August 6, 2010

LAW OFFICE OF P. RANDALL NOAH

By: /s/ P. Randall Noah

Attorney for Plaintiff, Yun-Wen Lu

IT IS SO ORDERED

CMC DATE: October 15, 2010

TIME: 10:30 a.m.

Dated: 8/12/10

*Ronald M. Whyte*

United States District Judge