

1 Robert J. Pitman, State Bar No. 43039
 2 SEGRETTI & PITMAN
 3 21 W. Alisal St., Suite 100
 4 Salinas, CA 93901
 5 Tel: 831.422.9606
 6 Fax: 831.422.0209
 7 Email: robertpitman@comcast.net

8 Gregory M. Fox, State Bar No. 070876
 9 BERTRAND, FOX & ELLIOT
 10 The Waterfront Building
 11 2749 Hyde Street
 12 San Francisco, California 94109
 13 Telephone: (415) 353-0999
 14 Facsimile: (415) 353-0990
 15 Email: gfox@bfesf.com

16 Attorneys for Plaintiff/Respondent
 17 JAMES EDDINGS

18 UNITED STATES DISTRICT COURT
 19 NORTHERN DISTRICT OF CALIFORNIA

20 JULIA A. EDDINGS,
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 22 Petitioner,
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 24 vs.

25 JAMES EDDINGS,
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 27 Respondent.

28 JAMES EDDINGS,
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 30 Plaintiff,
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 32 vs.

33 FIDELITY EMPLOYER SERVICES CO. LLC;
 34 AT&T PENSION BENEFIT PLAN,
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 36 Defendants.

Case No.: C09-5549 JF

**STIPULATION AND [PROPOSED] ORDER
 TO CONTINUE FILING DEADLINE FOR
 AMENDED COMPLAINT**

37 After the hearing on defendants FIDELITY EMPLOYER SERVICE CO. LLC and AT&T
 38 PENSION BENEFIT PLAN’S motion to dismiss, the Court issued its April 19, 2010 Order granting
 39 defendants’ motions, but permitting an amended complaint to be filed within thirty (30) days of the

1 date defendants provided plaintiff with a copy of the AT&T Pension Benefit Plans as they existed in
2 1992 and 2009. These were provided by mail to plaintiff by AT&T's counsel John Curley on May 3,
3 2010 and all counsel agreed at that time that any amended complaint was to be e-filed by June 7,
4 2010.

5 Within the past two weeks, co-counsel for plaintiff Robert Pittman has had to undergo surgery
6 and has been unavailable. Plaintiff's counsel also intends to associate another attorney with
7 experience in ERISA matters. Given these considerations, plaintiff's counsel Gregory M. Fox has
8 requested, and all other counsel have consented to, a three week extension in which to file an
9 amended complaint, to and including June 28, 2010.

10 SO STIPULATED.

11
12 Dated: June 2, 2010

BERTRAND, FOX & ELLIOT

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14 By: _____ /s/
15 Gregory M. Fox
16 Attorneys for Respondent/Plaintiff
JAMES EDDINGS

17 Dated: June 2, 2010

GREENBERG TRAURIG, LLP

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19 By: _____ /s/
20 James M. Nelson
21 Attorneys for Defendant
FIDELITY EMPLOYER SERVICES CO. LLC

22 Dated: June 2, 2010

AT&T SERVICES, INC. – LEGAL DEPARTMENT

23
24 By: _____ /s/
25 John H. Curley, Esq.
26 Attorneys for Defendant
AT&T PENSION BENEFIT PLAN

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Dated: June 2, 2010

By: _____ /s/
Billie Chrystine French
Attorney for Petitioner JULIA EDDINGS

ORDER

Good cause therefor appearing, the Court extends its deadline to efile an amended complaint by plaintiff JAMES EDDINGS to June 28, 2010.

IT IS SO ORDERED.

Dated: June 7, 2010



Honorable Jeremy Fogel