

1 DARON L. TOOCH (State Bar No. 137269)
HOOPER, LUNDY & BOOKMAN, P.C.
 2 1875 Century Park East, Suite 1600
 Los Angeles, California 90067-2517
 3 Telephone: (310) 551-8111
 Facsimile: (310) 551-8181
 4 E-Mail: dtooch@health-law.com

5 KATHERINE R. MILLER (State Bar No. 247390)
HOOPER, LUNDY & BOOKMAN, P.C.
 6 575 Market Street, Suite 2300
 San Francisco, CA 94105
 7 Telephone: (415) 875-8500
 Facsimile: (415) 875-8519
 8 E-Mail: kmiller@health-law.com

9 Attorneys for Plaintiff Forest Ambulatory
 Surgical Associates, L.P. doing business as Forest
 10 Surgery Center



8/2/2011

HOOPER, LUNDY & BOOKMAN, P.C.
 1875 CENTURY PARK EAST, SUITE 1600
 LOS ANGELES, CALIFORNIA 90067-2517
 TEL: (310) 551-8111 • FAX: (310) 551-8181

11
 12 **UNITED STATES DISTRICT COURT**
 13 **NORTHERN DISTRICT OF CALIFORNIA**

15 FOREST AMBULATORY SURGICAL
 ASSOCIATES, L.P., doing business as
 16 FOREST SURGERY CENTER,

17 Plaintiff,

18 vs.

19 UNITED HEALTHCARE INSURANCE
 COMPANY and DOES 1 through 20,

20 Defendants.

CASE NO. CV10-04911 EJD
 (Case Assigned for All Purpose to Hon.
 Edward J. Davila)

21 **JOINT STIPULATION AND ~~PROPOSED~~**
ORDER EXTENDING TIME TO FILE
SECOND AMENDED COMPLAINT

(Santa Clara Superior Court Number:
 110CV183843)

Complaint Filed: Sept. 29, 2010

22
 23 Plaintiff, FOREST AMBULATORY SURGICAL ASSOCIATES (“Forest”) and
 24 Defendant, UNITED HEALTHCARE INSURANCE COMPANY (“United”), hereby agree to
 25 extend the deadline to file the Second Amended Complaint based on the following reasons:

- 26 (1) Forest has requested from United, but not yet received, all of the ERISA
 27 plan documents and summary plan descriptions for the claims at issue in
 28 this case. The parties anticipate that three additional weeks will provide

HOOPER, LUNDY & BOOKMAN, P.C.
1875 CENTURY PARK EAST, SUITE 1600
LOS ANGELES, CALIFORNIA 90067-2517
TEL: (310) 551-8111 • FAX: (310) 551-8181

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

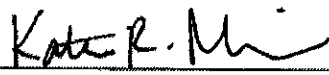
sufficient time for United to provide the plan documents and for Forest to review and incorporate relevant plan terms as appropriate in its amended pleading.

(2) Forest has recently become aware of additional unpaid and/or underpaid claims that may be appropriate to add to this lawsuit. Being granted three weeks of additional time to evaluate the potential new claims would enable Forest to file a more complete Second Amended Complaint.

IT IS SO STIPULATED.


DATED: July 29, 2011

HOOPER, LUNDY & BOOKMAN, P.C.

By: 
KATHERINE R. MILLER
Attorneys for Plaintiff Forest Ambulatory Surgical
Associates, L.P. doing business as Forest Surgery
Center

DATED: July 29, 2011

WALRAVEN & LEHMAN LLP

By: 
BRYAN S. WESTERFELD
Attorneys for Defendant United Healthcare Insurance
Company

~~PROPOSED~~ *E. J. Davila* ORDER

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

IT IS HEREBY ORDERED that, good cause having been shown, Forest Ambulatory Surgical Center's deadline to file its Second Amended Complaint is extended from August 12, 2011 to September 2, 2011.

IT IS SO ORDERED.

DATED: August 2, 2011

By: *E. J. Davila*

Honorable Edward J. Davila
United States District Court Judge

HOOPER, LUNDY & BOOKMAN, P.C.
1875 CENTURY PARK EAST, SUITE 1600
LOS ANGELES, CALIFORNIA 90067-2517
TEL: (310) 551-8111 • FAX: (310) 551-8181