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11 Attorneys for Defendant  
12 METROPOLITAN LIFE INSURANCE COMPANY

13 UNITED STATES DISTRICT COURT  
14 NORTHERN DISTRICT OF CALIFORNIA

15  
16 KRISTI BERTON,

Case No. 5:11-cv-03509 LHK

17 Plaintiff,

**STIPULATION AND {PROPOSED}  
ORDER FOR DEFENDANT  
METROPOLITAN LIFE INSURANCE  
COMPANY TO FILE AN AMENDED  
ANSWER AND COUNTERCLAIM**

18 v.

19 METROPOLITAN LIFE INSURANCE  
COMPANY,

20 Defendant.

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1 IT IS HEREBY STIPULATED AND AGREED by and between plaintiff Kristi Berton  
2 and defendant Metropolitan Life Insurance Company ("MetLife"), through their attorneys of  
3 record herein, that MetLife may file the proposed amended answer and counterclaim, attached as  
4 Exhibit 1 to this stipulation.

5 IT IS SO STIPULATED.

6 DATED: October 24, 2011 KANTOR & KANTOR LLP

8 By: /s/ Glenn R. Kantor (as authorized 10/24/11)  
9 Glenn R. Kantor  
Attorneys for Plaintiff  
10 KRISTI BERTON

12 DATED: October 24, 2011 SEDGWICK LLP

14 By: /s/ Rebecca A. Hull  
15 Rebecca A. Hull  
16 Erin A. Cornell  
17 Attorneys for Defendant  
18 METROPOLITAN LIFE INSURANCE COMPANY

19 **ORDER**

20 IT IS SO ORDERED.

21 DATED: November 4, 2011

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23 Honorable Lucy H. Koh  
United States District Judge  
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