

1 Kym S. Cushing, Esq.  
 Nevada Bar No. 4242  
 2 Aryn M. Fitzwater, Esq.  
 Nevada Bar No. 8802  
 3 WILSON, ELSER, MOSKOWITZ, EDELMAN & DICKER LLP  
 4 300 South 4th Street, 11th Floor  
 Las Vegas, NV 89101  
 5 Tel.: (702) 727-1400  
 Fax: (702) 727-1401  
 6 [Kym.Cushing@wilsonelser.com](mailto:Kym.Cushing@wilsonelser.com)  
 7 [Aryn.Fitzwater@wilsonelser.com](mailto:Aryn.Fitzwater@wilsonelser.com)  
 Attorneys for Defendant  
 8 LIFE INSURANCE COMPANY  
 OF NORTH AMERICA

9 Jesse M. Sbaih, Esq.  
 10 Ines Olevic-Saleh, Esq.  
 JESSE SBAIH & ASSOCIATES, LTD.  
 11 The District at Green Valley Ranch  
 170 S. Green Valley Pkwy., Suite 280  
 12 Henderson, Nevada 89012  
 702-896-2529  
 13 702-896-0529 fax  
 Attorneys for Plaintiff  
 14 ISAM ABUNADI

15 **UNITED STATES DISTRICT COURT**  
 16 **DISTRICT OF NEVADA**

17 ISAM ABUNADI,	)	CASE NO. 2:11-cv-01492-LDG-GWF
	)	
18 Plaintiff,	)	
	)	
19 v.	)	<b>STIPULATION OF THE PARTIES</b>
	)	<b>FOR AN ORDER STAYING</b>
20 LIFE INSURANCE COMPANY OF NORTH	)	<b>PROCEEDINGS FOR 90 DAYS</b>
21 AMERICA doing business as CIGNA GROUP	)	
INSURANCE, DOES I to X, inclusive,	)	
	)	
22 Defendants.	)	
	)	

24 Plaintiff Isam Abunadi ("Plaintiff") and Defendant Life Insurance Company of North  
 25 America ("LINA"), erroneously sued herein as "Life Insurance Company of North America doing  
 26 business as CIGNA Group Insurance (Plaintiff and LINA referred to hereinafter as "the Parties"), by  
 27 and through their respective undersigned counsel of record, hereby submit the following stipulation  
 28 for an order staying proceedings for 90 days for good cause as follows:

1 LINA is in the process of adjudicating plaintiffs claims for benefits. Therefore, LINA has  
2 asserted that Plaintiff's lawsuit is not ripe. On the other hand, Plaintiff contends that the lawsuit is  
3 indeed ripe.

4 Nonetheless, at this time, the Parties have stipulated to a 90 day continuance of the  
5 proceedings to give LINA time to conclude its review of the claims, and if necessary, conduct an  
6 appeal of the decision. The Parties believe a stay of proceedings will preserve both litigation and  
7 judicial resources. Therefore, the Parties respectfully request that this Court issue an order staying  
8 the proceedings for 90 days from the date of said order.

9 RESPECTFULLY SUBMITTED:

10  
11 DATED this 7<sup>th</sup> day of November, 2011.

DATED this 7<sup>th</sup> day of November, 2011.

12  
13 **WILSON, ELSER, MOSKOWITZ,  
14 EDELMAN & DICKER LLP**

**JESSE SBAIH & ASSOCIATES, LTD.**

15 /s/ Aryn M. Fitzwater  
16 KYM CUSHING  
Nevada Bar No. 4242  
17 ARYN M. FITZWATER  
Nevada Bar No. 8802  
18 **300 South 4th Street, 11<sup>th</sup> Floor**  
**Las Vegas, NV 89101-6014**  
(702) 727-1400; Fax (702) 727-1401  
19 [Michael.Edwards@wilsonelser.com](mailto:Michael.Edwards@wilsonelser.com)  
[Aryn.Fitzwater@wilsonelser.com](mailto:Aryn.Fitzwater@wilsonelser.com)  
20 Attorneys for Defendants  
Life Insurance Company of North America  
21 and National Employee Benefit  
Companies, Inc.

/s/ Jesse M. Sbaih  
22 JESSE M. SBAIH, ESQ.  
Nevada Bar No. 7898  
Ines Olevic-Saleh  
Nevada Bar No. 11431  
The District at Green Valley Ranch  
170 S. Green Valley Pkwy., Suite 280  
Henderson, Nevada 89012  
702-896-2529  
702-896-0529 fax

23 **IT IS SO ORDERED:**

24   
25 \_\_\_\_\_  
DISTRICT COURT JUDGE

26 DATED: 16 Nov 2011