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10 *ATTORNEYS FOR PLAINTIFFS*

11 **UNITED STATES DISTRICT COURT**
12 **DISTRICT OF NEVADA**

13 * * *

14 The Estate of MARILYN BURGARD,
15 Deceased, by and through KEVIN HORAN
16 its Special Administrator,

CASE NO.: 2:15-cv-00833-RFD-GWF

17 Plaintiff,

18 vs.

19 BANK OF AMERICA, N.A., a foreign
20 Corporation; AETNA LIFE INSURANCE
21 COMPANY, a foreign Corporation; DOES I
22 through X; and ROE CORPORATIONS I
23 through X.

24 Defendants.

25 **STIPULATION AND ORDER EXTENDING THE TIME TO FILE OPPOSITION TO**
26 **DEFENDANTS' MOTION FOR SUMMARY JUDGMENT REGARDING ERISA**
27 **PREEMPTION AND ELIGIBILITY FOR BENEFITS AND SUPPLEMENT**
(First Request)

The Parties have stipulated to give Plaintiff a seven (7) day extension of time to file the Opposition to Defendants' Motion for Summary Judgment Regarding ERISA Preemption and Eligibility for Benefits (ECF No. 47) and Supplement (ECF NO. 65) in this matter. The reasons supporting this stipulation are as follows: Plaintiffs counsel has been in several mediations and

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1 depositions.

2 The Parties request a seven day extension of time, up to and including, January 26, 2017, for
3 Plaintiff to file its Opposition. The Defendant shall have fourteen (14) days after the Omnibus
4 Opposition is filed to file a reply brief. This is the first extension of time requested by the Parties
5 related to this Motion (ECF No. 47).
6

7 IT IS STIPULATED AND AGREED by and between the parties that Plaintiff shall have up
8 to and including January 26, 2017, to file its Opposition to Defendants' Motion for Summary
9 Judgment Regarding ERISA Preemption and Eligibility for Benefits (ECF No. 47) and Supplement
10 (ECF NO. 65). The Defendant shall have fourteen (14) days after the Omnibus Opposition is filed
11 to file a reply brief

12 Dated this 23rd day of January, 2017.

Dated this 23rd day of January, 2017.

13 /s/ Jerome R. Bowen, Esq.
14 _____
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22 Attorneys for Plaintiffs

/s/ Robert S. Larsen, Esq.

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GORDON & REES LLP
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Las Vegas, Nevada 89101
Attorneys for Defendants Aetna Life Insurance
Company and Bank of America

23 IT IS SO ORDERED.

24 
25 _____
26 RICHARD F. BOULWARE, II
27 United States District Court

DATED this 26th day of January, 2017.