

6/22/09

IN THE UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

IN RE TREMONT SECURITIES LAW,
STATE LAW AND INSURANCE
LITIGATION

Master File No.:
08 Civ. 11117 (TPG)

This Document Relates to:
Insurance Action 09 Civ. 557 (TPG)

F. Daniel Prickett,

Plaintiff,

v.

MASSACHUSETTS HOLDING LLC,
MASSACHUSETTS MUTUAL LIFE
INSURANCE CO., OPPENHEIMER
ACQUISITION CORP., NEW YORKLIFE
INSURANCE COMPANY, NEW YORK
LIFE INSURANCE AND ANNUITY
CORPORATION, RYE INVESTMENT
MANAGEMENT, RYE SELECT BROAD
MARKET PRIME FUND L.P., RYE SELECT
BROAD MARKET XL FUND L.P., RYE
SELECT BROAD MARKET INSURANCE
PORTFOLIO, LDC, TREMONT CAPITAL
MANAGEMENT, INC., TREMONT
OPPORTUNITY FUND III, L.P., TREMONT
(BERMUDA) LTD., TREMONT GROUP
HOLDINGS, INC., and TREMONT
PARTNERS, INC.,

Defendants.

**USDC SDNY
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STIPULATION AND PROPOSED ORDER

WHEREAS, Plaintiff F. Daniel Prickett ("Plaintiff") filed his complaint on April 1, 2009;

WHEREAS, Defendants New York Life Insurance Company and New York Life Insurance and Annuity Corporation (collectively, "New York Life") filed their motion to dismiss on June 8, 2009;

WHEREAS, Plaintiff's opposition to such motion is due June 22, 2009;

WHEREAS, Plaintiff has requested from New York Life a thirty-day extension (through and including July 22, 2009) for Plaintiff to file his response to New York Life's motion to dismiss;

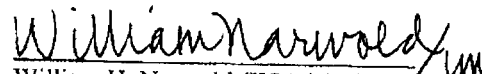
WHEREAS, this is Plaintiff's first request for an extension of time;

WHEREAS, no other scheduled dates are affected by this requested extension;

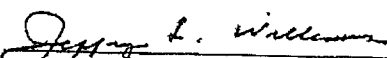
WHEREAS, Counsel for New York Life has consented to this extension;

THEREFORE, IT IS HEREBY AGREED THAT:

1) Plaintiff shall serve and file his memorandum in opposition to New York Life's motion to dismiss on or before July 22, 2009.


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*Counsel for Defendants
New York Life Insurance Company
And New York Life Insurance and*

Annuity Corporation

IT IS SO ORDERED.

A handwritten signature in black ink, reading "Thomas P. Griesa". The signature is written in a cursive style with a large, sweeping initial "T".

Thomas P. Griesa, U.S.D.J.

Dated June 22, 2009