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September 8, 2023

Via ECF

Hon. Vernon S. Broderick, U.S.D.J.
United States District Court
Southern District of New York
40 Foley Square
New York, NY 10007

Re: Goidel et al. v. Aetna Life Insurance Co., No. 21-cv-7619

Your Honor:

The Court has twice previously stayed all deadlines to allow the parties to focus on settlement. *See* Dkt. Nos. 60, 68. We write today to provide an update on the status of settlement discussions. Dkt. 68. Settlement discussions are continuing and the parties respectfully request an additional stay until September 15, 2023, on or before which the parties expect to be able to sign a term sheet memorializing key settlement terms. On that date, the parties will file another joint status report (1) informing the Court that a term sheet has been signed and requesting an additional stay to prepare the settlement agreement and motion for preliminary approval; or (2) in the event no agreement on the term sheet has been reached, proposing a new Case Management Plan and Scheduling Order to reset all briefing and discovery deadlines. The parties further agree that Plaintiffs shall not be prejudiced by this stay, including that Defendant shall not raise any arguments in opposition to class certification that would not have been available to them on June 30, 2023.

The parties respectfully ask the Court to so order this request.

Sincerely,

/s/

EMERY CELLI BRINCKERHOFF
ABADY WARD & MAAZEL LLP

/s/

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APPLICATION GRANTED

SO ORDERED 

VERNON S. BRODERICK

U.S.D.J. 09/11/2023

This action is hereby STAYED until September 15, 2023.
The parties shall provide an update on the status of
settlement discussions by September 15, 2023.