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14 *Attorneys for Plaintiff,*

15 Rachel K. Ruiz

16 **UNITED STATES DISTRICT COURT**  
17 **EASTERN DISTRICT OF CALIFORNIA**

18 RACHEL K. RUIZ,

19 Plaintiff,

20 vs.

21 WELLS FARGO BANK, N.A.,  
22 HYUNDAI CAPITAL AMERICA,  
23 VALLEY FIRST CREDIT UNION,  
24 EXPERIAN INFORMATION  
25 SOLUTIONS, INC., TRANS UNION  
26 LLC, and EQUIFAX INFORMATION  
27 SERVICES, LLC,

28 Defendants.

Case No. 1:17-CV-00323-LJO-SAB

**STIPULATION AND ORDER TO  
CONTINUE MOTION TO DISMISS  
HEARING**

Plaintiff Rachel K. Ruiz (“Plaintiff”) and Defendant Wells Fargo Bank, N.A. (“WFBNA”) hereby stipulate as follows:

WHEREAS, WFBNA filed a Motion to Dismiss Plaintiff’s Complaint on April 11, 2017 and a Motion Hearing was set for May 16, 2017 at 9:30 AM in Courtroom 5 (DAD) before District Judge Dale A. Drozd;

1 WHEREAS, on April 13, 2017 this case was reassigned to Chief Judge  
2 Lawrence J. O'Neill and Magistrate Judge Stanley A. Boone;

3 WHEREAS, on April 20, 2017 WFBNA's pending Motion to Dismiss  
4 Plaintiff's Complaint was referred by Chief Judge Lawrence J. O'Neill to Magistrate  
5 Judge Stanley A. Boone for the preparation of findings and recommendations;

6 WHEREAS, on April 20, 2017 the Court reset the Motion Hearing as to  
7 WFBNA's Motion to Dismiss Plaintiff's Complaint for May 17, 2017 at 10:00 AM in  
8 Courtroom 9 (SAB) before Magistrate Judge Stanley A. Boone;

9 WHEREAS, Plaintiff's counsel Clark Ovruchesky has a trial conflict from May  
10 15<sup>th</sup> to potentially May 17<sup>th</sup> in Los Angeles Superior Court and a settlement  
11 conference conflict on May 17<sup>th</sup> in the Southern District of California (San Diego);

12 WHEREAS, Plaintiff's counsel Stephan Hoover has a family medical matter  
13 conflict on May 17<sup>th</sup> in San Diego;

14 WHEREAS, Plaintiff and WFBNA are currently engaged in settlement  
15 discussions and believe that a short continuance would also allow the parties to  
16 continue to explore early resolution of this action;

17 WHEREAS, this request is not made for any delay or improper purpose;

18 THEREFORE, Plaintiff and WFBNA hereby request that the currently  
19 scheduled Motion to Dismiss hearing be continued from May 17, 2017 to May 24,  
20 May 25, or May 26 and the motion filing deadlines related to WFBNA's Motion to  
21 Dismiss be adjusted accordingly.

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**IT IS SO STIPULATED.**

DATED: April 24, 2017

LAW OFFICE OF CLARK OVRUCHESKY.

By /s/ Clark Ovruchesky<sup>1</sup>  
Clark Ovruchesky  
Attorneys for Plaintiff  
Rachel K. Ruiz

DATED: April 24, 2017

SEVERSON & WERSON

By /s/ Laszlo Ladi (as authorized 4-24-17)  
Laszlo Ladi  
Attorneys for Defendant  
Wells Fargo Bank, N.A.

**PURSUANT TO STIPULATION, IT IS SO ORDERED** that the hearing for Wells Fargo Bank, N.A.'s Motion to Dismiss Plaintiff's Complaint currently set for May 17, 2017 is continued to May 24, 2017 at 10:00 AM in Courtroom 9 (SAB) before Magistrate Judge Stanley A. Boone and the motion filing deadlines related to WFBNA's Motion to Dismiss are adjusted accordingly.

IT IS SO ORDERED.

Dated: April 24, 2017

  
UNITED STATES MAGISTRATE JUDGE

<sup>1</sup> Pursuant to Eastern District Local Rule 131(e), filing counsel attests that all other signatories listed hereon and on whose behalf this filing is submitted concur in the filing's content and have authorized the filing.