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24 CITIBANK (SOUTH DAKOTA), N.A.

25 **UNITED STATES DISTRICT COURT**

26 **EASTERN DISTRICT OF CALIFORNIA**

27 ROSALEE HANSEN, an individual,

28 Case No. 2:09-CV-02107-JAM-EFB

29 Plaintiff,
30 v.

31 CITIBANK (SOUTH DAKOTA), N.A., and DOES 1
32 through 100, inclusive,

33 STIPULATION TO CONTINUE TRIAL
34 DATES AND TRIAL RELATED
35 DATES; ORDER

36 Date Filed: 02/02/2009

37 And Related Cross-Claim

1 This Stipulation is entered into with respect to the following facts and circumstances:

2 1. This action was filed on February 2, 2009, but then was removed to U.S. District
3 Court on or about July 30, 2009;

4 2. After the parties filed the Joint Status Report on or about September 28, 2009, the
5 Court issued its Status (Pre-Trial Scheduling) Order, by which the Court set the trial date of this
6 action for December 6, 2010;

7 3. The Court's September 30, 2009, Status (Pre-trial Scheduling) Order also set the
8 following dates:

10 1)	File Joint Mid-Lit Statement	June 15, 2010
11 2)	Discovery Cutoff	June 30, 2010
12 3)	File Dispositive Motions	August 4, 2010
13 4)	Dispositive Motion Hearing	September 1, 2010; at 9:00 a.m.
14 5)	Final Pre-Trial Conference	October 22, 2010

16 4. The parties have and continue to work cooperatively to complete discovery in order
17 to permit the filing of dispositive motions. Unfortunately, in light of the many witnesses that do
18 not reside in California, the difficulties of scheduling the depositions that need to be completed and
19 the summer vacation plans of both the witnesses and counsel, it will be very difficult to complete
20 the necessary discovery and file dispositive motions under the current schedule.

22 5. Accordingly, the Parties jointly seek to continue all calendared dates for
23 approximately 45 days from the currently scheduled dates or as soon thereafter as the Court's
24 schedule allows.

25 6. The Court has advised that the schedule may be amended as follows:

26 1)	File Joint Mid-Lit Statement, July 26, 2010
27 2)	Discovery Cutoff, August 16, 2010

- 3) File Dispositive Motions, September 22, 2010;
- 4) Dispositive Motion Hearing, October 20, 2010 at 9:30 a.m.;
- 5) Final Pre-Trial Conference, December 17, 2010 at 3 p.m.; and
- 6) Trial, February 7, 2011 at 9:00 a.m.

7. The parties have not previously sought a continuance of the dates in this action.

Based on the foregoing facts and circumstances, and good cause appearing therefore,

IT IS HEREBY STIPULATED as follows:

(1) The trial date and all other pretrial dates shall be continued approximately 45 days

from the currently scheduled dates and the new schedule shall be as follows:

- 1) File Joint Mid-Lit Statement, July 26, 2010
- 2) Discovery Cutoff, August 16, 2010
- 3) File Dispositive Motions, September 22, 2010;
- 4) Dispositive Motion Hearing, October 20, 2010 at 9:30 a.m.;
- 5) Final Pre-Trial Conference, December 17, 2010 at 3 p.m.; and
- 6) Trial, February 7, 2011 at 9:00 a.m.

Dated: June 8, 2010

MAJORS & FOX LLP

By: /s/ _____
Frank Fox

AULT & ROBINSON, A.P.C.
LINDA S. ROBINSON
DAVID W. AULT

COUNTY OF EL DORADO
A.L. HAMILTON
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ROSALEE HANSEN

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Dated: June 8, 2010

STROOCK & STROOCK & LAVAN LLP

By: /s/ _____
Marcos D. Sasso

Attorneys for Defendant/Cross-Complainant
CITIBANK (SOUTH DAKOTA), N.A.

ORDER

Good cause appearing in the parties' Stipulation,

IT IS ORDERED as follows:

(1) The trial date and all other pretrial dates shall be continued approximately 45 days from the currently scheduled dates such that the new schedule shall be as follows:

- 1) File Joint Mid-Lit Statement, July 26, 2010
- 2) Discovery Cutoff, August 16, 2010
- 3) File Dispositive Motions, September 22, 2010;
- 4) Dispositive Motion Hearing, October 20, 2010 at 9:30 a.m.;
- 5) Final Pre-Trial Conference, December 17, 2010 at 3 p.m.; and
- 6) Trial, February 7, 2011 at 9:00 a.m.

IT IS SO ORDERED.

DATE: June 10, 2010

/s/ John A. Mendez
JOHN A. MENDEZ
UNITED STATES DISTRICT JUDGE