

REED SMITH LLP

A limited liability partnership formed in the State of Delaware

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 CALIFORNIA EARTHQUAKE AUTHORITY

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12 Attorneys for Defendants
 METROPOLITAN WEST SECURITIES, LLC
 13 and WELLS FARGO BANK, N.A., successor
 by merger to WACHOVIA BANK, N.A.
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 16 UNITED STATES DISTRICT COURT
 17 EASTERN DISTRICT OF CALIFORNIA – SACRAMENTO DIVISION

19 CALIFORNIA EARTHQUAKE AUTHORITY,
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 Plaintiff,
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 vs.
 22 METROPOLITAN WEST SECURITIES, LLC;
 WACHOVIA BANK, N.A.; and DOES 1 through
 23 25,
 24
 Defendants.

No.: 2:10-CV-00291 FCD GGH
ORDER FOR RELIEF FROM SCHEDULING ORDER
 Date action removed: February 4, 2010
 Trial date: None set

1 WHEREAS the Verified Complaint for Damages, Restitution, Rescission, and Civil
2 Penalties (“Complaint”) in this Action was filed in Sacramento County Superior Court on December
3 31, 2009;

4 WHEREAS, simultaneous with the filing of the Complaint, Plaintiff California Earthquake
5 Authority filed a Motion to Disqualify Munger, Tolles & Olson LLP as counsel for Defendants
6 Metropolitan West Securities, LLC and Wachovia Bank, N.A. (collectively “Wachovia”);

7 WHEREAS Plaintiff’s Motion to Disqualify was granted by this Court’s Order of May 5,
8 2010;

9 WHEREAS this Court’s Order of May 5, 2010 stayed the Action for forty-five days to permit
10 Wachovia to obtain new counsel and required the parties to submit a joint status (pretrial scheduling)
11 conference statement within twenty days of the substitution of new counsel;

12 WHEREAS this Court issued its Scheduling Order on August 3, 2010;

13 WHEREAS the Parties propounded document requests on one another on February 15, 2011
14 and February 25, 2011, respectively;

15 WHEREAS, since that time, the Parties have been engaged in an ongoing meet and confer
16 regarding the scope of discovery, which has included extensive and time-consuming technical
17 analysis that has taken longer than initially anticipated;

18 WHEREAS the Parties are continuing to work towards such an agreement and anticipate that
19 they will be able to reach such agreement that will substantially limit, if not eliminate, the necessity
20 for court intervention in such party document discovery;

21 WHEREAS, while the Parties have been working diligently towards reaching such a
22 stipulation, Mr. Strumwasser, lead trial counsel for Plaintiff has been serving as lead trial counsel in
23 an administrative hearing continuously since December 2009, and that has had an unanticipated
24 impact on the timing of the Parties’ stipulation;

25 WHEREAS the Parties mediated this case on multiple occasions prior to the filing of this
26 lawsuit;

27 WHEREAS the Parties are of the belief that further mediation may be of benefit to the
28 Parties in reaching resolution of this action;

1 WHEREAS the Parties are working towards agreement on when such mediation would be
 2 appropriate;

3 NOW, THEREFORE, IT IS HEREBY STIPULATED by and among Plaintiff California
 4 Earthquake Authority and Defendants Metropolitan West Securities LLC and Wachovia Bank,
 5 N.A., through the undersigned counsel, to jointly request relief from the present Scheduling Order in
 6 this case, and request that the presently scheduled dates be moved as followed, or in accordance with
 7 such schedule as the Court may allow:

	Present Schedule	Jointly Requested Schedule
Discovery Cut-Off	September 6, 2011	March 6, 2012
Expert Witness Disclosures	September 20, 2011	March 20, 2012
Rebuttal Expert Disclosures	October 11, 2011	April 10, 2012
Expert Discovery Cut-Off	November 10, 2011	May 10, 2012
Dispositive Motion Cut-Off	January 13, 2012	July 13, 2012
Final Pre-Trial Conference	March 16, 2012	September 14, 2012, at 2:00 p.m.
Jury Trial	May 22, 2012	November 27, 2012, at 9:00 a.m.

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IT IS SO STIPULATED:

DATED: July 22, 2011.

REED SMITH LLP

By _____ /s/
David C. Powell
Jesse L. Miller
Christopher C. Foster
Attorneys for Defendants Metropolitan West
Securities, LLC and Wachovia Bank, N.A.

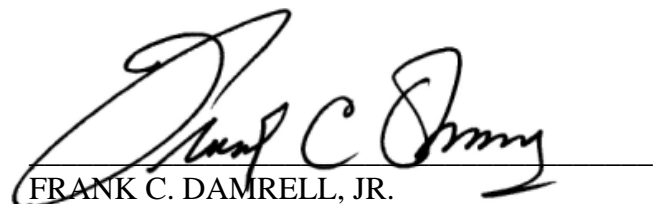
DATED: July 22, 2011

STRUMWASSER & WOOCHEER LLP

By _____ /s/
Michael J. Strumwasser
Fredric D. Woocher
Jonathan D. Krop
Attorneys for Plaintiff California Earthquake
Authority

IT IS SO ORDERED:

DATED: July 25, 2011


FRANK C. DAMRELL, JR.
UNITED STATES DISTRICT JUDGE