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15 Attorneys for Defendants  
Metropolitan West Securities, LLC and Wells  
16 Fargo Bank, N.A., successor by merger to  
Wachovia Bank, N.A.  
17

18 UNITED STATES DISTRICT COURT

19 EASTERN DISTRICT OF CALIFORNIA – SACRAMENTO DIVISION

20 CALIFORNIA EARTHQUAKE AUTHORITY,

21 Plaintiff,

22 vs.

23 METROPOLITAN WEST SECURITIES, LLC;  
WACHOVIA BANK, N.A.; and DOES 1 through  
24 25,

25 Defendants.

No.: 2:10-CV-00291 MCE (GGH)

**STIPULATION AND ORDER ON  
PARTIES' LIMITED PROTECTIVE  
ORDER AND PROTOCOL**

Date action removed: February 4, 2010  
Trial date: October 7, 2013

1           WHEREAS, Plaintiff California Earthquake Authority (“CEA”) and Defendants  
2 Metropolitan West Securities LLC (“MetWest”) and Wells Fargo Bank, N.A., successor by merger  
3 to Wachovia Bank, N.A. (collectively, “Defendants”) have been meeting and conferring in good  
4 faith to finalize a protective order and discovery protocol regarding the data contained on  
5 Defendants’ last backup tape of defendants’ prior e-mail system (“MetWest GroupWise Backup  
6 Tape”);

7           WHEREAS, the parties submitted a stipulation on July 3, 2012 anticipating that a minimum  
8 of two additional weeks would be needed to locate and retrieve the tape and obtain technical  
9 information regarding the cost of the restoration of the MetWest GroupWise Backup Tape, and the  
10 Court granted that stipulation on July 6, 2012;

11           WHEREAS, Defendants have located and obtained the MetWest GroupWise Backup Tape,  
12 but do require additional time to obtain technical information regarding the cost of its restoration;

13           WHEREAS, the parties anticipate that three additional weeks will be necessary in order to  
14 obtain that technical information and finalize the discovery protocol;

15           NOW, THEREFORE, IT IS HEREBY STIPULATED by and among Plaintiff California  
16 Earthquake Authority and Defendants Metropolitan West Securities, LLC and Wachovia Bank,  
17 N.A., through the undersigned counsel, that the parties be permitted an additional three weeks within  
18 which to reach an agreement on the limited discovery protocol. The parties shall file the Backup  
19 Tape Protocol and Protective Order as soon as practicable but in no case later than Tuesday,  
20 August 7, 2012 without further order of the Court.

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