

1 Kresta Nora Daly, SBN 199689
 Thomas W. Barth, SBN 154075
 2 **BARTH TOZER & DALY LLP**
 431 "I" Street, Suite 201
 3 Sacramento, California 95814
 Telephone: 916.440.8600
 4 Facsimile: 916.440.9610
 Email: kdaly@btdlaw.net
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6 Attorneys for Plaintiff FLOYD KNAPP

8 IN THE UNITED STATES DISTRICT COURT
 9 FOR THE EASTERN DISTRICT OF CALIFORNIA

11 FLOYD KNAPP,
 12 Plaintiff,
 13 v.
 14 JP MORGAN CHASE BANK, N.A., et al.,
 15 Defendants.

2:10-CV-02889 KJM CKD

**STIPULATION AND ORDER
 CONTINUING SETTLEMENT
 CONFERENCE**

Date: June 18, 2012
 Time: 9:30 a.m.
 Courtroom: 26
 Judge: Hon. Carolyn K. Delaney

BARTH TOZER & DALY LLP
 ATTORNEYS AT LAW
 SACRAMENTO, CALIFORNIA

17 It is hereby stipulated and agreed to between plaintiff Floyd Knapp, through Kresta
 18 Daly, and defendant, JP Morgan Chase Bank, N.A., et al, through their counsel, Robert Oliver,
 19 that the mandatory settlement conference set for June 18, 2012 be vacated. The parties request a
 20 settlement conference on August 10, 2012 at 9:30 a.m.

21 The parties have been in contact. Defendants have submitted to plaintiff a loan
 22 modification application. Once plaintiff has completed the application defendants require time to
 23 evaluate the application and determine if plaintiff qualifies for a modification. The parties believe
 24 a settlement conference after defendants have had the opportunity to evaluate plaintiff's
 25 application will be more productive and likely to result in a resolution.

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The parties previously contacted the Court and verified that the above requested date is available before Judge Delaney.

Dated: June 14, 2012.

BARTH TOZER & DALY LLP

By /s/ Kresta Nora Daly
KRESTA NORA DALY

Dated: June 14, 2012.

/s/ Kresta Daly for
ROBERT OLIVER
Assistant United States Attorney

ORDER

For the reasons stipulated by the parties Settlement Conference currently set for June 18, 2012 is vacated. A Mandatory Settlement Conference is set for August 10, 2012 at 9:30 a.m. All counsel shall attend in person. Counsel are instructed to have a principal with full settlement authority present at the Settlement Conference or to be fully authorized to settle the matter on any terms.

If the matter does not settle at the settlement conference, the parties are ordered to notify the Court that the case has not settled within ten days of the settlement conference, at which time the Court will resolve defendant's currently pending motion to dismiss.

IT IS SO ORDERED.

Dated: June 15, 2012

/s/ Carolyn K. Delaney
HONORABLE CAROLYN K. DELANEY
UNITED STATES MAGISTRATE JUDGE