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8 Attorney for Plaintiff
9 LOUIS ZIRELLI

10 THE UNITED STATES DISTRICT COURT
11 THE EASTERN DISTRICT OF CALIFORNIA
12 SACRAMENTO DIVISION

13 LOUIS ZIRELLI,)	CASE NO. 2:11-cv-00305-GEB-DAD
14 Plaintiff,)	
15 vs.)	
16 WELLS FARGO BANK, N.A.; WELLS)	STIPULATION TO FILE FIRST
17 FARGO HOME MORTGAGE, INC.;)	AMENDED COMPLAINT AND
18 QUALITY LOAN SERVICE)	[PROPOSED] ORDER
19 CORPORATION; BANK OF AMERICA,)	
20 N.A.; MORTGAGE ELECTRONIC)	
21 REGISTRATION SYSTEM, INC.; LEHMAN)	
22 BROTHERS BANK, FSB; ALLIANCE TITLE;)	HON. GARLAND E. BURRELL
23 and DOES 1 through 10,)	
24 Defendants.)	

- 25 1. Plaintiff, LOUIS ZIRELLI, filed his original Complaint in this action on February
26 1, 2011.
- 27 2. Defendants Bank of America, N.A. and Mortgage Electronic Registration System,
28 Inc. responded by filing a Motion to Dismiss on March 7, 2011. This motion was set for a hearing
on April 18, 2011.
3. Defendant Quality Loan Service Corporation responded by filing a Declaration of
Nonmonetary Status on March 29, 2011.
4. Notwithstanding the pending motion, Counsel for Plaintiff, LOUIS ZIRELLI, and
counsel for Defendants Bank of America, N. A. and Mortgage Electronic Registration System, as
well as counsel for Defendant Quality Loan Service Corporation, agree and so stipulate, that

1 Plaintiff shall file a First Amended Complaint no later than on April 18, 2011.

2 5. It is further stipulated that Defendants shall have twenty one (21) days from the
3 date Plaintiff files the First Amended Complaint to file a response to the First Amended
4 Complaint.

5 6. It is further stipulated that no new causes of action will be added to the First
6 Amended Complaint with respect to Defendants Bank of America, N.A. or Mortgage Electronic
7 Registration System or Quality Loan Service Corporation.

8 7. It is further stipulated that the hearing on Defendants' Bank of America, N.A. and
9 Mortgage Electronic Registration System Motion to Dismiss, currently scheduled for April 18,
10 2011 at 9:00 am, is hereby vacated.

11 8. Counsel for Plaintiff LOUIS ZIRELLI, counsel for Defendants Bank of America,
12 N.A. and Mortgage Electronic Registration System, and counsel for Defendant Quality Loan
13 Service Corporation respectfully request the Court to accept this Stipulation and sign the Order
14 below.

15
16 Dated: April 1, 2011

/s/ Holly S. Burgess
Holly S. Burgess, Attorney for
Plaintiff, LOUIS ZIRELLI

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18
19 Dated: April 1, 2011

/s/ Luke W. Bowman
LUKE W. BOWMAN, Attorney for Defendants
Bank of America, N.A. and
Mortgage Electronic Registration System

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21
22 Dated: April 1, 2011

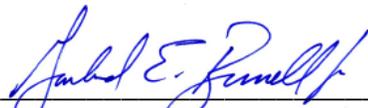
/s/ Michelle Hoskinson
MICHELLE HOSKINSON, Attorney for Defendant
Quality Loan Service Corporation

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ORDER

IT IS HEREBY ORDERED, that the foregoing Stipulation to file a First Amended Complaint by Plaintiff be deemed effective as a Court Order. Plaintiff shall file a First Amended Complaint no later than on April 18, 2011. Defendants shall have twenty one (21) days from the date Plaintiff files the First Amended Complaint to file response to the First Amended Complaint. The hearing on Defendants' Bank of America and Mortgage Electronic Registration System Motion to Dismiss, currently scheduled for April 18, 2011 at 9:00 am in Courtroom 10 is hereby vacated.

Date: 4/4/2011



GARLAND E. BURRELL, JR.
United States District Judge