

1 MARY KATE SULLIVAN (State Bar No. 180203)  
 KURT C. WENDLENNER (State Bar No. 238434)  
 2 M. ELIZABETH HOLT (State Bar No. 263206)  
 SEVERSON & WERSON  
 3 A Professional Corporation  
 One Embarcadero Center, Suite 2600  
 4 San Francisco, California 94111  
 Telephone: (415) 398-3344  
 5 Facsimile: (415) 956-0439

6 Attorneys for Defendants  
 WELLS FARGO BANK, N.A., successor by  
 7 merger to WELLS FARGO HOME  
 MORTGAGE; and U.S. BANK, N.A., as Trustee  
 8 for WFMBS 2005-AR12

9  
 10 UNITED STATES DISTRICT COURT  
 11 EASTERN DISTRICT OF CALIFORNIA — SACRAMENTO DIVISION

12 BILL VOGAN and HAROLD TRAUPEL,

13 Plaintiffs,

14 vs.

15 WELLS FARGO BANK, N.A.; US BANK  
 16 NATIONAL ASSOCIATION, AS TRUSTEE  
 FOR WFMBS 2005-AR12; WELLS FARGO  
 17 HOME MORTGAGE; and FIRST  
 AMERICAN TRUSTEE SERVING  
 18 SOLUTIONS FORMERLY KNOWN AS  
 FIRST AMERICAN LOANSTAR TRUSTEE  
 19 SERVICES, LLC; and Does 1-100, inclusive,

20 Defendants.

Case No. 2:11-CV-02098-JAM-KJN

**JOINT APPLICATION TO CONTINUE  
 EXPERT REPORT DEADLINES  
 PURSUANT TO LOCAL RULE 144;  
 ORDER**

Courtroom: 6  
 Judge: Hon. John A. Mendez

Action Filed: August 5, 2011  
 Trial Date: None

1 In accordance with Civil Local Rule 144(b), plaintiffs Billi Vogan and Harold Traupel and  
2 defendants Wells Fargo Bank, N.A.; Wells Fargo Home Mortgage; and US Bank, N.A., as Trustee  
3 for WFMBS 2005-AR12, by and through counsel, respectfully request this Court to continue this  
4 case's expert disclosure deadlines pursuant to Federal Rule of Civil Procedure 26(a)(2).

5 In a pre-trial scheduling order issued March 5, 2012, the Court set the Rule 26(a)(2)  
6 deadline for **October 9, 2012**. Supplemental disclosures and rebuttal expert disclosures are due on  
7 **October 30, 2012**. The final discovery cut-off is **November 20, 2012**. See Status (Pre-Trial  
8 Scheduling) Order dated March 5, 2012, at 3 (Docket Entry [34]).

9 The parties request the Court to continue the initial expert disclosures deadline by four  
10 weeks, to **November 6, 2012**. By the same token, they request the Court to extend the deadline  
11 for supplemental disclosures and rebuttal expert disclosures to **November 20, 2012**.

12 These brief extensions will streamline the discovery process by permitting expert  
13 discovery and fact discovery to close on the same date. The extensions are further warranted in  
14 light of the impending October 3, 2012 hearing on plaintiff's counsel's motion to withdraw.

15 This extension will affect no other pending deadlines in this case. This is the parties' first  
16 request for an extension of the deadlines set out in the Court's pre-trial scheduling order.

17 ///  
18 ///  
19 ///  
20 ///  
21 ///  
22 ///  
23 ///  
24 ///  
25 ///  
26 ///  
27 ///  
28 ///



1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

**ORDER**

In accordance with the parties' joint stipulation, and good cause appearing, it is hereby ORDERED that the deadline for expert witness disclosures pursuant to Federal Rule of Civil Procedure 26(a)(2) is continued to **November 6, 2012**. The deadline for supplemental disclosures and disclosure of rebuttal experts under Rule 26(a)(2)(C) is hereby continued to **November 20, 2012**.

All other deadlines set forth in this Court's scheduling order of March 5, 2012, shall remain in full force and effect.

DATED: 9/25/2012

/s/ John A. Mendez  
UNITED STATES DISTRICT COURT JUDGE