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| 14   | Attorneys for Defendants   |   |  |  |  |  |
| 15   |  |   |  |  |  |  |
| 16   | UNITED STATES DISTRICT COURT   |   |  |  |  |  |
| -  |  | S DISTRICT COURT  |  |  |  |  |
| 17   |  | ICT OF CALIFORNIA   |  |  |  |  |
| 17<br>18   |  |   |  |  |  |  |
| 17<br>18<br>19   | EASTERN DISTR<br>SHEILA GOODEN, an individual; and   | ICT OF CALIFORNIA<br>Case No. 2:11-cv-02595-JAM-DAD<br>STIPULATION AND ORDER TO AMEND   |  |  |  |  |
| 17<br>18<br>19<br>20   | EASTERN DISTR<br>SHEILA GOODEN, an individual; and<br>MICHELLE HALL, an individual,  | ICT OF CALIFORNIA<br>Case No. 2:11-cv-02595-JAM-DAD   |  |  |  |  |
| 17<br>18<br>19   | <b>EASTERN DISTR</b><br><b>SHEILA GOODEN</b> , an individual; and<br><b>MICHELLE HALL</b> , an individual,<br>Plaintiffs,  | ICT OF CALIFORNIA<br>Case No. 2:11-cv-02595-JAM-DAD<br>STIPULATION AND ORDER TO AMEND<br>CLASS CERTIFICATION MOTION                                       |  |  |  |  |
| 17<br>18<br>19<br>20<br>21   | EASTERN DISTR<br>SHEILA GOODEN, an individual; and<br>MICHELLE HALL, an individual,<br>Plaintiffs,<br>vs.<br>SUNTRUST MORTGAGE, INC.,  | ICT OF CALIFORNIA<br>Case No. 2:11-cv-02595-JAM-DAD<br>STIPULATION AND ORDER TO AMEND<br>CLASS CERTIFICATION MOTION                                       |  |  |  |  |
| <ol> <li>17</li> <li>18</li> <li>19</li> <li>20</li> <li>21</li> <li>22</li> </ol>   | EASTERN DISTR<br>SHEILA GOODEN, an individual; and<br>MICHELLE HALL, an individual,<br>Plaintiffs,<br>vs.<br>SUNTRUST MORTGAGE, INC.,<br>a Virginia corporation,               | ICT OF CALIFORNIA<br>Case No. 2:11-cv-02595-JAM-DAD<br>STIPULATION AND ORDER TO AMEND<br>CLASS CERTIFICATION MOTION                                       |  |  |  |  |
| <ol> <li>17</li> <li>18</li> <li>19</li> <li>20</li> <li>21</li> <li>22</li> <li>23</li> </ol>   | EASTERN DISTR<br>SHEILA GOODEN, an individual; and<br>MICHELLE HALL, an individual,<br>Plaintiffs,<br>vs.<br>SUNTRUST MORTGAGE, INC.,<br>a Virginia corporation,               | ICT OF CALIFORNIA<br>Case No. 2:11-cv-02595-JAM-DAD<br>STIPULATION AND ORDER TO AMEND<br>CLASS CERTIFICATION MOTION                                       |  |  |  |  |
| <ol> <li>17</li> <li>18</li> <li>19</li> <li>20</li> <li>21</li> <li>22</li> <li>23</li> <li>24</li> </ol>                                     | EASTERN DISTR<br>SHEILA GOODEN, an individual; and<br>MICHELLE HALL, an individual,<br>Plaintiffs,<br>vs.<br>SUNTRUST MORTGAGE, INC.,<br>a Virginia corporation,               | ICT OF CALIFORNIA<br>Case No. 2:11-cv-02595-JAM-DAD<br>STIPULATION AND ORDER TO AMEND<br>CLASS CERTIFICATION MOTION                                       |  |  |  |  |
| <ol> <li>17</li> <li>18</li> <li>19</li> <li>20</li> <li>21</li> <li>22</li> <li>23</li> <li>24</li> <li>25</li> </ol>                         | EASTERN DISTR<br>SHEILA GOODEN, an individual; and<br>MICHELLE HALL, an individual,<br>Plaintiffs,<br>vs.<br>SUNTRUST MORTGAGE, INC.,<br>a Virginia corporation,               | ICT OF CALIFORNIA<br>Case No. 2:11-cv-02595-JAM-DAD<br>STIPULATION AND ORDER TO AMEND<br>CLASS CERTIFICATION MOTION                                       |  |  |  |  |
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| <ol> <li>17</li> <li>18</li> <li>19</li> <li>20</li> <li>21</li> <li>22</li> <li>23</li> <li>24</li> <li>25</li> <li>26</li> <li>27</li> </ol> | EASTERN DISTR<br>SHEILA GOODEN, an individual; and<br>MICHELLE HALL, an individual,<br>Plaintiffs,<br>vs.<br>SUNTRUST MORTGAGE, INC.,<br>a Virginia corporation,<br>Defendant. | ICT OF CALIFORNIA Case No. 2:11-cv-02595-JAM-DAD STIPULATION AND ORDER TO AMEND CLASS CERTIFICATION MOTION BRIEFING SCHEDULE TO AMEND CLASS CERTIFICATION |  |  |  |  |

| 1  | STIPULATION  |  |  |  |  |
|----|--|--|--|--|--|
| 2  | Plaintiffs SHEILA GOODEN and MICHELLE HALL, and Defendant SUNTRUST                               |  |  |  |  |
| 3  | MORTGAGE, INC., by and through their undersigned counsel, hereby stipulate as follows:           |  |  |  |  |
| 4  | WHEREAS, Plaintiffs' motion for class certification is currently due on July 19, 2013            |  |  |  |  |
| 5  | ("Motion"). See Scheduling Order (Docket No. 62). Defendant's Opposition to the Motion is        |  |  |  |  |
| 6  | due on September 19, 2013. See id. Plaintiffs' Reply Brief in support of the Motion is due on    |  |  |  |  |
| 7  | October 4, 2013. See id.   |  |  |  |  |
| 8  | WHEREAS, Plaintiffs' motion is set to be heard by this Court on October 9, 2013 at 9:30          |  |  |  |  |
| 9  | a.m.   |  |  |  |  |
| 10 | WHEREAS, on June 19, 2013 this Court granted Plaintiffs' Motion for Leave to Amend               |  |  |  |  |
| 11 | and ordered that Plaintiffs' First Amended Complaint be deemed filed on that date.               |  |  |  |  |
| 12 | WHEREAS the parties continue to meet and confer regarding the production of various              |  |  |  |  |
| 13 | reports generated and/or used by Defendant in connection with the force placement of insurance.  |  |  |  |  |
| 14 | WHEREAS Plaintiffs believe that further discovery and production of documents, reports           |  |  |  |  |
| 15 | and/or data is necessary in order to have a full and complete record for Plaintiffs' Motion and  |  |  |  |  |
| 16 | have recently propounded additional discovery.   |  |  |  |  |
| 17 | WHEREAS, the parties have agreed to an additional 28 days for Plaintiffs to file their           |  |  |  |  |
| 18 | Motion for Class Certification and to otherwise extend class certification briefing and hearing. |  |  |  |  |
| 19 | WHEREAS there are no other pending pre-trial deadlines in this litigation until the expert       |  |  |  |  |
| 20 | disclosure deadline on December 18, 2013.  |  |  |  |  |
| 21 | NOW THEREFORE by and through their respective counsel of record the parties hereby               |  |  |  |  |
| 22 | stipulate and agree that the current class certification briefing schedule should amended as     |  |  |  |  |
| 23 | follows:   |  |  |  |  |
| 24 | Plaintiffs' Motion for Class Certification to be filed: August 16, 2013                          |  |  |  |  |
| 25 | Defendant's Opposition to the Motion to be filed: October 17, 2013                               |  |  |  |  |
| 26 | Plaintiffs' Reply in Support of the Motion to be filed: November 1, 2013                         |  |  |  |  |
| 27 | Hearing on the Motion for Class Certification: November 6, 2013 at 9:30                          |  |  |  |  |
| 28 | a.m.   |  |  |  |  |
|    |  |  |  |  |  |

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|----|---------------------------|---|
| 2  | IT IS SO STIPULATED       |   |
| 3  |                           |   |
| 4  | Respectfully Submitted,   |   |
| 5  |                           |   |
| 6  | Dated: July 16, 2013      | COTCHETT, PITRE & McCARTHY, LLP                       |
| 7  |                           | By: /s/ Eric J. Buescher                              |
| 8  |                           | By: <u>/s/ Eric J. Buescher</u><br>ERIC J. BUESCHER   |
| 9  |                           | Attorneys for Plaintiffs and the Class                |
| 10 |                           |   |
| 11 | Dated: July 16, 2013      | SEVERSON & WERSON, P.C.                               |
| 12 |                           | By: <u>/s/ Philip Barilovits</u><br>PHILIP BARILOVITS |
| 13 |                           |   |
| 14 |                           | Attorneys for Defendant                               |
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|    | STIPLI ATION AND IDDODOSE | D] ORDER TO AMEND CLASS CERTIFICATION                 |
|    |                           | E; Case No. 2:11-cv-02595-JAM-DAD                     |
|    |                           |   |

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| 1  | ORDER   |   |                               |   |  |  |  |
|----|---|---|-------------------------------|---|--|--|--|
| 2  | Based on the stipulation of the parties and for good cause showing, the class certification |   |                               |   |  |  |  |
| 3  | briefing schedule is hereby amended as follows:   |   |                               |   |  |  |  |
| 4  | Plaintiffs' Motion for Class Certification to be filed:                                     |   | August 16, 2013               |   |  |  |  |
| 5  | Defendant's Opposition to the   | Defendant's Opposition to the Motion to be filed: |                               |   |  |  |  |
| 6  | Plaintiffs' Reply in Support of the Motion to be filed:                                     |   | November 1, 2013              |   |  |  |  |
| 7  | Hearing on the Motion for Clas  | ss Certification:                                 | November 6, 2013 at 9:3       | 0 |  |  |  |
| 8  | a.m.  |   |                               |   |  |  |  |
| 9  |   |   |                               |   |  |  |  |
| 10 | IT IS SO ORDERED  |   |                               |   |  |  |  |
| 11 |   |   |                               |   |  |  |  |
| 12 |   |   |                               |   |  |  |  |
| 13 | Dated: 7/16/2013  | <u>/s/ John A. Mende</u><br>THE HONORAB           | <u>z</u><br>LE JOHN A. MENDEZ |   |  |  |  |
| 14 |   | United States Dist                                | rict Court Judge              |   |  |  |  |
| 15 |   |   |                               |   |  |  |  |
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|    | STIPULATION AND [PROPOSED] (  |   |                               | 3 |  |  |  |
|    | MOTION BRIEFING SCHEDULE; C   |   |                               |   |  |  |  |
|    |   |   |                               |   |  |  |  |