

1 STEVEN A. ELLIS (SBN 171742)
sellis@goodwinprocter.com
 2 **GOODWIN PROCTER LLP**
 601 S Figueroa St., 41st Floor
 3 Los Angeles, California 90017
 Tel.: 213.426.2500
 4 Fax: 213.623.1673

5 MICHAEL J. MOLONEY III (SBN 259140)
mmoloney@goodwinprocter.com
 6 **GOODWIN PROCTER LLP**
 Three Embarcadero Center, 24th Floor
 7 San Francisco, California 94111
 Tel.: 415.733.6000
 8 Fax: 415.677.9041

9 Attorneys for Defendants:
Bank of America, N.A.; BAC Home Loans
 10 *Servicing, LP; U.S. Bank National Association,*
 as Trustee for the Benefit of Harborview 2005-
 11 2 Trust Fund; and *Mortgage Electronic*
Registration Systems, Inc.
 12

13 **UNITED STATES DISTRICT COURT**
 14 **EASTERN DISTRICT OF CALIFORNIA**
 15 **SACRAMENTO DIVISION**

16 JACK E. WHATLEY,
 17 Plaintiff,
 18 v.

19 BANK OF AMERICA, N.A.; BAC HOME
 20 LOANS SERVICING, LP; U.S. BANK
 NATIONAL ASSOCIATION, as Trustee for
 the Benefit of Harborview 2005-2 Trust Fund;
 21 MORTGAGE ELECTRONIC
 22 REGISTRATION SYSTEMS, INC.; and
 DOES 1 through 50, inclusive,
 23 Defendants.

Case No. 2:11-cv-02901-MCE-GGH

**ORDER EXTENDING TIME FOR
 DEFENDANTS TO FILE RESPONSIVE
 PLEADING**

Courtroom: 07
 Judge: Hon. Morrison C. England, Jr.

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

Upon consideration of the Parties' Joint Stipulation Requesting Extension Of Time For Defendants To Respond To Complaint Pursuant To Local Rule 144 (ECF No. 11), IT IS HEREBY ORDERED as follows:

Defendants shall have through and including January 11, 2012 to answer or otherwise respond to Plaintiffs' Complaint.

IT IS SO ORDERED.

Dated: December 14, 2011


MORRISON C. ENGLAND, JR.
UNITED STATES DISTRICT JUDGE

1 **PROOF OF SERVICE**

2 I am employed in the County of Los Angeles, State of California. I am over the age of 18
3 and not a party to the within action. My business address is 601 S Figueroa St., 41st Floor, Los
4 Angeles, CA 90017.

5 On **December 14, 2011**, I served the following documents by placing a true copy thereof
6 in a sealed envelope(s) on the persons below as follows:

7 **[PROPOSED] ORDER EXTENDING TIME FOR DEFENDANTS TO FILE RESPONSIVE
8 PLEADING**

9 John S. Sargetis
Stephen J. Foondos
10 UNITED LAW CENTER
11 3013 Douglas Blvd., Suite 200
12 Roseville, CA 95661

Counsel for Plaintiff: *Jack E. Whatley*
Tel. 916.367.0630
Fax. 916.265.9000

13 (MAIL) I placed the envelope for collection and mailing, following our ordinary
14 business practices. I am readily familiar with this firm’s practice for collecting and
15 processing correspondence for mailing. On the same day that correspondence is placed
16 for collection and mailing, it is deposited in the ordinary course of business with the
17 United States Postal Service, in a sealed envelope with postage fully prepaid. I am a
18 resident or employed in the county where the mailing occurred. The envelope or
19 package was placed in the mail at Los Angeles, California.

20 (OVERNIGHT DELIVERY) I deposited in a box or other facility regularly maintained
21 by Federal Express , an express service carrier, or delivered to a courier or driver
22 authorized by said express service carrier to receive documents, a true copy of the
23 foregoing document in sealed envelopes or packages designated by the express service
24 carrier, addressed as stated above, with fees for overnight delivery paid or provided for.

25 (CM/ECF Electronic Filing) I caused the above document(s) to be transmitted to the
26 office(s) of the addressee(s) listed above by electronic mail at the e-mail address(es) set
27 forth above pursuant to Fed.R.Civ.P.5(d)(1). “A Notice of Electronic Filing (NEF) is
28 generated automatically by the ECF system upon completion of an electronic filing. The
NEF, when e-mailed to the e-mail address of record in the case, shall constitute the proof
of service as required by Fed.R.Civ.P.5(d)(1). A copy of the NEF shall be attached to
any document served in the traditional manner upon any party appearing pro se.”

I declare under penalty of perjury that I am employed in the office of a member of the bar
of this Court at whose direction this service was made and that the foregoing is true and correct.

Executed on **December 14, 2011**, at Los Angeles, California.

Gareth J. Oania

(Type or print name)

(Signature)