

1 September J. Katje, Esq. (SBN 227896)
2 **CONSUMER LITIGATION LAW CENTER, APC**
3 100 North Barranca, Suite 700
4 West Covina, CA 91791
5 Telephone: (800) 787-5616
6 Fax: (888) 909-7947
7 sk@consumerlitigationlawcenter.com

8 Attorney for Plaintiffs, KARIM AKIL
9 and AMY SCHLOEMANN.

10 **UNITED STATES DISTRICT COURT**
11 **EASTERN DISTRICT OF CALIFORNIA**

12 KARIM AKIL, an individual; AMY)
13 SCHLOEMANN, an Individual,)

14 Plaintiffs,)

15 v.)

16 CARRINGTON MORTGAGE SERVICES,)
17 LLC, a Delaware Corporation; DEUTSCHE)
18 BANK NATIONAL TRUST COMPANY,)
19 successor in interest to NEW CENTURY)
20 MORTGAGE COMPANY; ATLANTIC &)
21 PACIFIC FORECLOSURE SERVICES,)
22 LLC, a Delaware Corporation; and all persons)
23 or entities unknown claiming any legal or)
24 equitable right, title, estate, lien or interest in)
25 the property described in this Complaint)
26 adverse to Plaintiffs' title thereto, and DOES)
27 1 through 25,inclusive)

28 Defendants.)

Case No.: 2:12-cv-01225-GEB-KJN

**[PROPOSED] ORDER GRANTING
STIPULATION TO EXTEND TIME
TO FILE PLAINTIFFS' FIRST
AMENDED COMPLAINT OF
RIGHT IN RESPONSE TO
DEFENDANTS' MOTION TO
DISMISS PLAINTIFF'S
COMPLAINT**

Fed. Rule Civ. Proc. Sec. 15(a)(2)

1 Pursuant to Federal Rule of Civil Procedure Sec.15(a)(2), Defendants
2 CARRINGTON MORTGAGE SERVICES, LLC. (“CARRINGTON”),
3 DEUTSCHE BANK NATIONAL TRUST COMPANY, (“DEUTSCHE”), and
4 ATLANTIC & PACIFIC FORECLOSURE SERVICES, LLC (“ATLANTIC”)
5 (collectively “Defendants”) and Plaintiffs KARIM AKIL and AMY
6 SCHLOEMANN (“Plaintiffs”), by and through their respective counsel of
7 record, hereby stipulate as follows:

8 WHEREAS, Plaintiffs served their Complaint for damages ("Complaint")
9 on April 17, 2012;

10 WHEREAS, Defendants filed their Notice of Removal to this Court on April
11 30, 2012;

12 WHEREAS, Defendants filed their Motion to Dismiss Plaintiff’s Complaint
13 on May 8, 2012;

14 WHEREAS, Plaintiffs filed their First Amended Complaint in response to
15 Defendants’ Motion to Dismiss on May 30, 2012, which was untimely under
16 Federal Rule of Civil Procedure Sec.15(a)(1)(B);

17 WHEREAS, on May 31, 2012, Judge Garland E. Burrell issued an Order
18 striking Plaintiff’s First Amended Complaint because it did not comply with
19 Federal Rule of Civil Procedure Sec. 15(a)(1)(B);

20 WHEREAS, a hearing is currently scheduled for June 18, 2012 at 9:00 AM on
21 Defendants’ Motion to Dismiss.

22 WHEREAS, Plaintiffs have requested and Defendants have consented to
23 extend the time for filing Plaintiff’s First Amended Complaint as permitted by
24 Federal Rule of Civil Procedure Sec.15(a)(2);

25 WHEREAS, Plaintiffs will file their First Amended Complaint within 24
26 hours of the approval of this Stipulation by order of this court or waive her right to
27 amend, a copy of Plaintiffs’ First Amended Complaint.

