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6 Attorneys for Plaintiffs

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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

LAWRENCE P. MONTEFORTE,
MICHELLE R. MONTEFORTE, EN K CU
AND SEN VAN NGUYEN,

Plaintiffs,

v.

THE BANK OF NEW YORK MELLON
TRUST COMPANY NA F/K/A THE BANK
OF NEW YORK TRUST COMPANY NA AS
SUCCESSOR IN INTEREST TO JP
MORGAN CHASE BANK NA AS TRUSTEE
FOR MASTR ADJUSTABLE RATE
MORTGAGES TRUST 2005-1, MORTGAGE
PASS-THROUGH CERTIFICATES SERIES
2005-1; CLEAR RECON CORP., WELLS
FARGO BANK, N.A.; AND DOES 1-100,
INCLUSIVE

Defendants.

) CASE No: 2:16-CV-01675-WBS-EFB

)
) STIPULATION AND ORDER TO EXTEND
) THE TIME PLAINTIFF HAS TO RESPOND
) TO THE MOTION TO DISMISS AND TO
) CONTINUE THE HEARING DATE

) **JURY TRIAL DEMANDED.**

COMES NOW the Plaintiffs, LAWRENCE P. MONTEFORTE, MICHELLE R.
MONTEFORTE, EN K CU and SEN VAN NGUYEN, and Defendants, and Stipulate as follows:

WHEREFORE: The Court kindly extended the time for the Motion to Dismiss as
follows:

Plaintiff's Opposition will be filed by Monday, September 19, 2016.

Defendant's Reply Brief will be due Monday, September 26, 2016.

STIPULATION AND ORDER TO EXTEND THE TIME PLAINTIFF HAS TO RESPOND TO
THE MOTION TO DISMISS AND TO CONTINUE THE HEARING DATE - 1

1 The Hearing shall be continued until October 31, 2016 at 1:30pm in the same Courtroom.

2 WHEREFORE Plaintiff has requested one final extension to Sept. 24, 2016 to file the
3 Opposition, Defendants' Reply Brief to be due on October 3, and the hearing shall be set for
4 October 31, 2016 at 1:30 p.m.

5 The Scheduling Conference is continued from November 21, 2016 to December 5, 2016
6 at 1:30 p.m. A Joint Status Report shall be filed no later than November 21, 2016.

7 DATED: September 23, 2016

WOLFE & WYMAN LLP

By: /s/JOSHUA M BRYAN

BRIAN H. GUNN

JOSHUA M. BRYAN

Attorneys for Defendant

10 THE BANK OF NEW YORK TRUST
11 COMPANY N/A F/K/A THE BANK OF NEW
12 YORK TRUST COMPANY NA SUCCESSOR
13 IN INTEREST TO JP MORGAN CHASE
14 BANK NA AS TRUSTEE FOR MASTR
15 ADJUSTABLE RATE MORTGAGES TRUST
16 2005-I, MORTGAGE PASS-THROUGH
17 CERTIFICATE SERIES 2005-I; WELLS
18 FARGO BANK, N.A.

17 DATED: September 23, 2016

/s/ Michael Yesk

Michael Yesk

Attorney for Plaintiffs

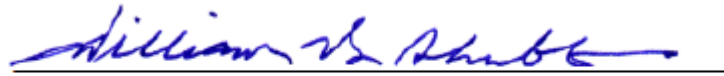
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Pleasant Hill, CA 94523

925-849-5525

21 IT IS SO ORDERED.

22 Dated: September 29, 2016

23 
24 WILLIAM B. SHUBB
25 UNITED STATES DISTRICT JUDGE
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