

John Brooks
 Laura Brooks
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 Tel: (916) 532-8489

Plaintiffs *in pro per*

UNITED STATES DISTRICT COURT
 EASTERN DISTRICT OF CALIFORNIA

JOHN BROOKS, LAURA BROOKS,

Plaintiffs,

v.

FC1 LENDER SERVICES, INC, a
 Corporation; MDJ PROPERTIES, LLC, a
 Limited Liability Company; BUCKS
 FINANCIAL, LLC, a Limited Liability
 Company; SN SERVICING CORPORATION,
 a Corporation; MADISON MANAGEMENT
 SERVICES, LLC, a Limited Liability
 Company; CALIFORNIA TD SPECIALISTS;
 HOMECOMING FINANCIAL, LLC, a
 Limited Liability Company; OCWEN LOAN
 SERVICING; AND DOES 1 TO 50

Defendants.

CASE NO.: 16-CV-02598-KJM-KJN

[Hon. Kendall J. Newman, Magistrate Judge]

[PROPOSED]

**ORDER ON JOINT STIPULATION FOR
 SECOND EXTENSION OF TIME FOR
 PLAINTIFFS TO FILE A FIRST
 AMENDED COMPLAINT**

CURRENT DEADLINE: APRIL 24, 2017
 PROPOSED DEADLINE: JUNE 8, 2017

TO THE CLERK OF THE COURT AND THE HONORABLE KENDALL J. NEWMAN,
 JUDGE:

Plaintiffs JOHN BROOKS AND LAURA BROOKS (“plaintiffs”) *in pro se* and
 defendants FC1 LENDER SERVICES, INC (“FCI”) and SN SERVICING CORPORATION
 (collectively, the “parties”), through their respective counsel of record, hereby submit the
 following joint stipulation and proposed order that would extend for a second time the deadline

1 for plaintiffs to file an amended pleading. Grounds for the stipulation and proposed order are as
2 follows:

- 3 1. On March 10, 2017 this Court extended Plaintiffs' deadline to file a new pleading
4 until April 24, in light of the commencement of settlement discussion between
5 Plaintiffs and their lender (MDJ). [Doc. 33]. Initially, this Court authorized a First
6 Amended Complaint was to be filed and served by March 9, 2017, upon the grant of
7 FCI's (Servicer) motion to dismiss. [Doc. 31].
- 8 2. Such discussions are now nearing completion, and the parties have moved
9 significantly closer to resolution, though a deal has not yet been struck.
- 10 3. There is a reasonable prospect that a deal will be reached in these current negotiations
11 that will resolve the entire action without further litigation, hopefully.
- 12 4. For purposes of judicial economy, Plaintiffs and Defendants therefore stipulate to a
13 proposed order extending for a second time the time to for the Plaintiffs to file a First
14 Amended Complaint.
- 15 5. The Plaintiffs and Defendants request a 45 day extension from the present April 24
16 date, to and including June 28, 2017, for Plaintiffs' to so amend, should settlement
17 discussions not come to fruition to avoid that filing.

18 Further, the parties request that the Court not set any further deadlines or status
19 conferences in the interim.

20 This is the second request for extension, the first having been granted, as noted above.

21 IT IS SO STIPULATED.

23 Dated: April 20, 2017

JOHN BROOKS, *in pro se*

25 Dated: April 20, 2017

LAURA BROOKS, *in pro se*

27 Respectfully submitted,

28 Dated: April 20, 2017

ANGLIN, FLEWELLING, RASMUSSEN,
CAMPBELL & TRYTTEN LLP

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By: /s/ Fred Hickman
Fred Hickman
fhickman@afrc.com
Attorneys for FCI LENDER SERVICES, INC.

Respectfully submitted,
WRIGHT, FINLAY & ZAK, LLP

Dated: April 20, 2017

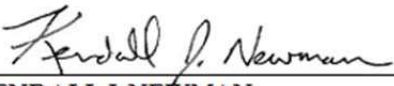
By: /s/ Richard J. Lee
Richard J. Lee
Attorneys for SN SERVICING CORPORATION

ORDER

Based on the foregoing stipulation, Plaintiffs' shall have until June 8, 2017, to file a First Amended Complaint.

IT IS SO ORDERED.

Dated: April 24, 2017


KENDALL J. NEWMAN
UNITED STATES MAGISTRATE JUDGE

1 **CERTIFICATE OF SERVICE**

2 I, the undersigned, declare that I am over the age of 18 and am not a party to this action.
3 I am employed in the City of Pasadena, California; my business address is 301 N. Lake Avenue,
4 Suite 1100, Pasadena, California 91101-4158.

5 On April 21, 2017, I served the foregoing document entitled:

6 **[PROPOSED] ORDER ON JOINT STIPULATION FOR SECOND EXTENSION OF**
7 **TIME FOR PLAINTIFFS TO FILE A FIRST AMENDED COMPLAINT**

8 on the interested parties in said case as follows:

9 **Served By Means Other Than Via The Court's CM/ECF System:**

10 *Plaintiffs Pro Se:*

11 John Brooks
12 Laura Brooks
13 1682 Chilton Drive
14 Roseville, CA 95747

15 Tel: (916) 532-8489

16 **[X] BY MAIL:** I am readily familiar with the firm's practice of collection and processing
17 correspondence by mailing. Under that same practice it would be deposited with U.S.
18 Postal Service on that same day with postage fully prepaid at Pasadena, California in
the ordinary course of business. I am aware that on motion of the party served, service
is presumed invalid if postal cancellation date or postage meter date is more than one
day after date of deposit for mailing in affidavit.

19 **Served Via The Court's CM/ECF System:**

20 *Attorneys for SN Serving Corporation:*

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20 *Attorneys for Ocwen Loan Servicing:*

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27 Certificate of Service Continued Next Page

1 I declare under penalty of perjury under the laws of the United States of America that
2 the foregoing is true and correct. I declare that I am employed in the office of a member of the
3 Bar of this Court, at whose direction the service was made. This declaration is executed in
Pasadena, California on April 21, 2017.

4 Jill Ashley
5 (Print Name)

/s/ Jill Ashley
(Signature of Declarant)