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CIT BANK, N.A. D/B/A ONEWEST BANK FSB
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8 **UNITED STATES DISTRICT COURT**
9 **EASTERN DISTRICT OF CALIFORNIA**
10 **(SACRAMENTO COURTHOUSE)**

11 JERRY PRATER,
12 Plaintiff,
13 v.
14 CIT BANK N.A. D/B/A ONEWEST
BANK FSB, SELECT PORTFOLIO
15 SERVICING, INC., AND EXPERIAN
INFORMATION SOLUTIONS, INC.,
16 Defendants.
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Case No.: 2:17-cv-02248-WBS-DB

**STIPULATION TO EXTEND TIME
TO RESPOND TO INITIAL
COMPLAINT;
[PROPOSED] ORDER**

Complaint Filed: October 26, 2017
Trial Date: Not Assigned

BRYAN CAVE LLP
THREE EMBARCADERO CENTER, 7TH FLOOR
SAN FRANCISCO, CA 94111-4070

1 IT IS HEREBY STIPULATED by and between Plaintiff Jerry Prater ("Plaintiff")
2 and Defendant CIT Bank, N.A. d/b/a OneWest Bank FSB ("Defendant") (Collectively, the
3 "Parties") by and through their counsel of record, hereby stipulate and agree as follows:

- 4 1. Plaintiff filed a Complaint in this action on October 26, 2017;
5 3. The Complaint was served on Defendant on November 3, 2017, and by
6 stipulation, Defendant's deadline to file a response to the Complaint is December 11, 2017;
7 3. The Parties agree and stipulate that Defendant's deadline to file a response to
8 the Complaint shall be extended two weeks until and including December 26, 2017; and
9 5. This stipulated extension will not result in prejudice to any party and it is not
10 expected to have any impact on judicial proceedings.

11 **IT IS SO STIPULATED.**

12 Dated: December 11, 2017

C.O. LAW, APC

14 By: /s/ Clark Ovruchesky
15 Clark Ovruchesky
16 Attorneys for Plaintiff
17 JERRY PRATER

18 Dated: December 11, 2017

BRYAN CAVE LLP

20 By: /s/ Merrit M. Jones
21 Merrit M. Jones
22 Attorneys for Defendant
23 CIT BANK, N.A. D/B/A ONEWEST BANK
24 FSB

25 I, Merrit Jones, hereby attest that that concurrence in this filing has been obtained from
26 each of the other Signatories.

27 By: /s/
28 Merrit M. Jones

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[PROPOSED] ORDER

Pursuant to the stipulation of the Parties, IT IS HEREBY ORDERED that Defendant shall have an additional two weeks to file a response to Plaintiff's Complaint, through and including December 26, 2017.

Dated:

By: /s/ John A. Mendez for William B. Shubb
Judge of the United States District Court

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CERTIFICATE OF CM/ECF SERVICE

The undersigned hereby certifies that a true and correct copy of the above and foregoing document has been served on November 22, 2017, to all counsel of record who are deemed to have consented to electronic service via the Court’s CM/ECF system per Federal Rule of Civil Procedure 5 and Civil Local Rule 135. Any counsel of record who have not consented to electronic service through the Court’s CM/ECF system will be served by electronic mail, first class mail, facsimile and/or overnight delivery. Pursuant to the Electronic Case Filing Administrative Policies and Procedures Manual, I hereby certify that the content of this document is acceptable to Clark Ovruchesky, counsel for Plaintiff, and that I have obtained his authorization to affix his electronic signature to this document.

/s/ _____
Connie Lee