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11 Attorneys for Defendant  
12 SELECT PORTFOLIO SERVICING, INC.

13 **UNITED STATES DISTRICT COURT**  
14 **FOR THE EASTERN DISTRICT OF CALIFORNIA**

15 JERRY PRATER,

16 Plaintiff,

17 v.

18 CIT BANK, N.A. d/b/a ONEWEST  
19 BANK FSB, SELECT PORTFOLIO  
20 SERVICING, INC., and EXPERIAN  
21 INFORMATION SOLUTIONS,  
22 INC.,

23 Defendants.

Case No. 2:17-cv-02248-WBS-DB

Assigned to:  
District Judge William B. Shubb  
Courtroom: 5

Assigned Discovery:  
Magistrate Judge Deborah Barnes

**STIPULATION TO CONTINUE  
HEARING ON MOTION TO  
DISMISS AND MOTION TO  
STRIKE AND STATUS (PRETRIAL  
SCHEDULING) CONFERENCE;  
[PROPOSED] ORDER**

Complaint Filed: October 26, 2017

24 WHEREAS, Plaintiff JERRY PRATER ("Plaintiff") and Defendant SELECT  
25 PORTFOLIO SERVICING, INC. ("SPS") seek additional time to continue to  
26 explore an informal resolution.

27 IT IS HEREBY STIPULATED by and between Plaintiff, SPS, Defendant  
28 CIT BANK, N.A. D/B/A ONEWEST BANK FSB ("CIT BANK") and Defendant  
EXPERIAN INFORMATION SOLUTIONS, INC. ("EXPERIAN") collectively  
(the "PARTIES"), by and through their counsel of record, as follows:

1           1.     The hearing on SPS's Motion to Dismiss and Motion to Strike,  
2 currently set on February 20, 2018, be continued to April 24, 2018, at 1:30 p.m.

3           2.     The Status (Pretrial Scheduling) Conference, currently set on April 9,  
4 2018, be continued to June 4, 2018 at 1:30 p.m., and

5           3.     The Joint Status Report currently due to be filed on March 26, 2018 be  
6 continued to May 21, 2018.

7 Dated: February 1, 2018           C.O.LAW, APC

8  
9   By: /s/Clark Ovruchesky  
10    Clark Ovruchesky  
11    Attorneys for Plaintiff  
12    JERRY PRATER

13 Dated: February 1, 2018           BRYAN CAVE LLP

14   By: /s/Merrit Jones  
15    Merrit Marie Jones  
16    Attorneys for Defendant  
17    CIT BANK, N.A. D/B/A ONEWEST  
18    BANK FSB

19 Dated: February 1, 2018           JONES DAY

20   By: /s/Greg S. Martin  
21    Greg S. Martin  
22    Attorneys for Defendant  
23    EXPERIAN INFORMATION  
24    SOLUTIONS, INC.

25 Dated: February 1, 2018           KUTAK ROCK LLP

26   By: /s/ Steven M. Dailey  
27    Steven M. Dailey  
28    Rebecca L. Wilson  
  Attorneys for Defendant  
  SELECT PORTFOLIO SERVICING, INC.


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**ORDER**

Pursuant to the stipulation of the Parties, IT IS HEREBY ORDERED:

1. The hearing on SPS's Motion to Dismiss and Motion to Strike is continued to **April 30, 2018, at 1:30 p.m.**; and
2. The Status (Pretrial Scheduling) Conference is continued to **June 4, 2018, at 1:30 p.m.**
3. The Joint Status Report filing deadline is continued to **May 21, 2018.**

Dated: February 2, 2018

  
WILLIAM B. SHUBB  
UNITED STATES DISTRICT JUDGE