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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

IN RE WELLS FARGO HOME
MORTGAGE OVERTIME PAY
LITIGATION

Case No. MDL-1770

**STIPULATION AND PROPOSED ORDER
CONTINUING DECEMBER 8, 2008
STATUS CONFERENCE**

WHEREAS the Court previously set a Status Conference for December 8, 2008 at 3:00 p.m. and required counsel to submit a discovery plan for the Nationwide Class by midnight on December 1, 2008;

WHEREAS a family medical emergency has arisen which renders lead defense counsel unable to meet these Court deadlines and Plaintiffs' counsel are agreeable to postponing the Status Conference;

IT IS HEREBY STIPULATED that the Status Conference may be continued to January 26, 2009 at 3:00 p.m. with a corresponding continuance of the deadline to submit to the Court a proposed discovery plan previously ordered to January 20, 2009.

Pursuant to General Order Rule 45, the filer of this Stipulation and Order, Alison Hightower, hereby attests that Charles Russell and Kevin McNerney have concurred in the filing of this document with electronic signatures in lieu of original signatures.

///

1 Dated: December 1, 2008

By: /S/ Charles Russell
Charles Russell
Attorneys for Nationwide Plaintiffs

2
3 Dated: December 1, 2008

By: /S/ Kevin McInerney
Kevin McInerney
Attorneys for California Plaintiffs

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5
6 Dated: December 1, 2008

By: /s/ Alison S. Hightower
Alison S. Hightower
Attorneys for Defendant Wells Fargo Home
Mortgage, a division of Wells Fargo Bank,
N.A.

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10 AND NOW, on this _____ day of December, 2008, the parties having stipulated,

11 **IT IS ORDERED** that the Status Conference currently scheduled for December 8, 2008 at
12 3:00 pm. is hereby continued to ~~January 26, 2009~~ ^{February 2,} 2009 at 3:00 p.m. Counsel for Nationwide Plaintiffs
13 and Defendant are directed to file and serve a proposed Discovery Plan by January 20, 2009.
14

15 Dated: December 2, 2008

16 Firmwide: 87594003.1 051995.1003

