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13 UNITED STATES DISTRICT COURT  
 14 FOR THE NORTHERN DISTRICT OF CALIFORNIA

16 Plaintiffs JERRY CHU and ANDREA X.  
 17 BULOW, individually, and on behalf of all  
 others similarly situated,

18 Plaintiffs,

19 v.

20 WELLS FARGO INVESTMENTS, LLC,

21 Defendants.

Case Nos. C-05-04526 MHP;  
 C-06-07924 MHP

*Consolidated Action*

**STIPULATION AND [PROPOSED]  
 ORDER MODIFYING DEADLINES**

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**STIPULATION**

WHEREAS, on October 15, 2008, the Court issued an Order approving a stipulation between the parties that modified deadlines for dispositive motions and other items;

WHEREAS, according to the Court's October 15, 2008 Order, the deadline for completing private mediation is January 15, 2009;

WHEREAS, the parties had scheduled a private mediation for January 15, 2009, in San Francisco;

WHEREAS, in connection with the very recent closing of the merger between Wells Fargo and Wachovia Corporation, the individuals intending to represent Wells Fargo at the mediation have been called out of town unexpectedly on January 15, 2009, and will not be available on the scheduled mediation date;

WHEREAS, in light of the above factors, the parties have conferred with the mediator and agreed to seek to extend the deadline by which to complete mediation until January 19, 2009;

WHEREAS, the parties continue to agree to extend all existing pending deadlines to a mutually agreed upon schedule;

WHEREAS, the parties will submit to the Court the proposed revised deadlines within ten (10) days of the mediation, if such mediation is unsuccessful;

NOW, THEREFORE, Plaintiffs and WFI, through their undersigned respective counsel, stipulate and request that the Court vacate the existing mediation deadline of January 15, 2009, and extend it until January 19, 2009.

1 To avoid prejudice to the parties and to facilitate possible settlement, GOOD CAUSE  
2 exists to modify the deadlines in this action as described herein.

3 Dated: January 7, 2009

MORGAN LEWIS & BOCKIUS LLP

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5 By:  /s/ Daryl Landy  
6 Daryl Landy  
7 Attorneys for Defendant  
8 WELLS FARGO INVESTMENTS, LLC

9 Dated: January 7, 2009

HOFFMAN & LAZEAR

10 By:  /s/ Morgan Mack (as authorized on  
11  January 7, 2009)  
12 Morgan Mack  
13 Attorneys for Plaintiff  
14 JERRY CHU

15 Dated: January 7, 2009

SCOTT COLE & ASSOCIATES, APC

16 By:  /s/ Scott E. Cole (as authorized on January  
17  7, 2009)  
18 Scott E. Cole  
19 Attorneys for Plaintiff  
20 ANDREA X. BULOW

21 **ORDER**

22 In light of the foregoing STIPULATION of the parties, the Court ORDERS that the  
23 existing mediation deadline is extended to January 19, 2009. The Court further ORDERS that,  
24 within ten (10) days of the mediation, the parties will submit to the Court proposed revised  
25 deadlines, if necessary.

26 Dated:  1/8/2009

