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Attorneys for Defendants  
 BLUEHIPPO FUNDING, LLC and  
 BLUEHIPPO CAPITAL, LLC

16 UNITED STATES DISTRICT COURT  
 17 NORTHERN DISTRICT OF CALIFORNIA  
 18 SAN FRANCISCO DIVISION

20 ROYLENE RAY, KELLY CANNON,  
 KARLA HODGES and LAKETA  
 21 COULTER et al., individually and on  
 behalf of others similarly situated,,  
 22

23 Plaintiffs,

24 vs.

25 BLUEHIPPO FUNDING, LLC,  
 BLUEHIPPO CAPITAL, LLC and  
 GATEWAY, INC.,  
 26

27 Defendants.

Case No. C-06-1807 JSW EMC

**JOINT CASE MANAGEMENT  
 CONFERENCE STATEMENT AND  
~~PROPOSED~~ ORDER THEREON**

Trial Date: February 1, 2010

1 In a stipulated request, dated January 28, 2009, the parties (1) notified the Court of a class  
2 action settlement in principle that was reached the previous day with the assistance of Magistrate  
3 Judge Spero and (2) asked the Court to suspend certain deadlines and generally stay the action for  
4 thirty days to permit the settlement to be documented and submitted to the Court for preliminary  
5 class approval. The Court approved the stipulated order on January 29, 2009. On March 3, 2009,  
6 the Court approved an additional two week stay of the action to and including March 19, 2009 to  
7 allow the parties to complete documentation of the settlement. In the March 3, 2009 order, the  
8 Court directed the parties either to file a stipulation of dismissal or a joint case management  
9 statement no later than March 19, 2009.

10 The parties have made substantial progress in documenting the settlement, but as is not  
11 unusual in a class settlement, a number of unanticipated issues and complexities have arisen that  
12 that have required careful consideration of the parties and their counsel. Most of these issues  
13 have been resolved, but there are a handful of issues that the parties are still discussing. The  
14 parties continue to believe that the issues can be resolved through drafting compromises and will  
15 not become conceptual obstacles to completion of the settlement.

16 The parties jointly request that the Court continue the stay in place for another two weeks  
17 to allow the parties to work through the few remaining issues. None of the parties desires the  
18 Court to lift the stay or enter a scheduling order that would require the parties to simultaneously  
19 litigate the matter while trying to finalize the settlement, as that would only divert resources  
20 needed to complete the settlement process. The parties are happy to answer any questions that the  
21 Court may have.

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23 **[Signatures on Next Page]**  
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1 Dated: March 19, 2009.

Respectfully submitted,

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BRAMSON, PLUTZIK, MAHLER &  
BIRKHAUSER, LLP

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By: \_\_\_\_\_ /s/  
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Attorneys for Plaintiffs

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Dated: March 19, 2009.

FARELLA BRAUN & MARTEL LLP

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By: \_\_\_\_\_ /s/  
C. Brandon Wisoff

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Attorneys for Defendants  
BLUEHIPPO FUNDING, LLC and  
BLUEHIPPO CAPITAL, LLC

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*I hereby attest that I have received authority  
from the other counsel signatories to file this  
document.*

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Dated: March 19, 2009

QUINN EMANUEL URQUHART OLIVER  
& HEDGES

By: \_\_\_\_\_ /s/  
Jeffrey D. McFarland

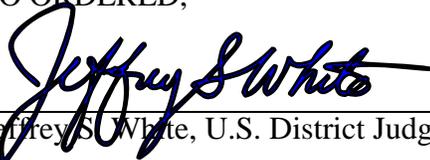
Attorneys for Defendant  
GATEWAY, INC.

**~~[PROPOSED]~~ ORDER ON CASE MANAGEMENT CONFERENCE**

In accordance with the above Case Management Conference Statement and for good cause shown, the stay of this litigation is continued until March 31, 2009 to allow the parties to complete documentation of the Settlement. By that date, the parties shall either file papers seeking preliminary approval of a proposed class action settlement or a further joint case management statement.

SO ORDERED,

March 20  
Dated, \_\_\_\_\_, 2009

  
\_\_\_\_\_  
Jeffrey S. White, U.S. District Judge