

1 CAMERON STOUT, CASB NO. 117373  
 2 GORDON C. YOUNG, CASB NO. 158100  
 3 SCOTT RAHN, CASB NO. 222528  
 4 KEESAL, YOUNG & LOGAN  
 5 A Professional Corporation  
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10 Attorneys for Defendants  
 11 TORONTO DOMINION BANK; TD WATERHOUSE CANADA, INC.; TD  
 12 WATERHOUSE INVESTMENT ADVICE; and TD CANADA TRUST

13 **UNITED STATES DISTRICT COURT**  
 14 **NORTHERN DISTRICT OF CALIFORNIA**

<p>15 J. ROGER WOOD, TRUSTEE, PRIVAT )          16 FAMILIE TREUHAND TRUST, )          17 HYDRAUX MANUFACTURING (A )          18 Toronto Corporation), and HYDRAUX )          19 MANUFACTURING, INC. (a Nevada )          20 Corporation), )          21 )          22 Plaintiffs, )          23 )          24 vs. )          25 )          26 TORONTO DOMINION BANK, TD BANK )          27 FINANCIAL GROUP, TD )          28 WATERHOUSE, TD WATERHOUSE )          CANADA, INC., TD WATERHOUSE )          INVESTMENT ADVICE, TD PRIVATE )          BANKING CENTER, and TD CANADA )          TRUST and DOES 1 through 25, inclusive, )          )          Defendants. )          )</p>	<p>Case No. C 07-00016 MJJ</p> <p><b>SECOND STIPULATION AND</b>  <del>PROPOSED</del> <b>ORDER EXTENDING</b>  <b>TIME TO FILE RESPONSIVE</b>  <b>PLEADING</b></p> <p><i>Assigned to the Honorable Martin J. Jenkins for all purposes</i></p>
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23 IT IS HEREBY STIPULATED by and between Plaintiffs J. ROGER WOOD,  
 24 TRUSTEE, PRIVAT FAMILIE TREUHAND TRUST, HYDRAUX MANUFACTURING  
 25 and HYDRAUX MANUFACTURING, INC. (“Plaintiffs”) and Defendants TORONTO  
 26 DOMINION BANK; TD WATERHOUSE CANADA, INC.; TD WATERHOUSE  
 27 INVESTMENT ADVICE; and TD CANADA TRUST (“Defendants”), through their  
 28 respective counsel of record, that Defendants shall have an additional extension to and

1 including January 22, 2007 in which to answer, move or otherwise respond to Plaintiffs'  
2 Complaint on file herein. Nothing contained herein shall be deemed a waiver of either  
3 parties' rights.

4 IT IS SO STIPULATED.

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6 DATED: January 11, 2007

/s/ Cameron Stout  
CAMERON STOUT  
GORDON C. YOUNG  
SCOTT RAHN  
KEESAL, YOUNG & LOGAN  
Attorneys for Defendants  
TORONTO DOMINION BANK; TD  
WATERHOUSE CANADA, INC.; TD  
WATERHOUSE INVESTMENT ADVICE;  
and TD CANADA TRUST

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12 DATED: January 11, 2007

/s/ Marc Haber  
ALAN W. SPARER  
MARC C. HABER  
LAW OFFICES OF ALAN W. SPARER  
Attorneys for Plaintiffs  
J. ROGER WOOD, TRUSTEE, PRIVAT  
FAMILIE TREUHAND TRUST, HYDRAUX  
MANUFACTURING (A TORONTO  
CORPORATION), AND HYDRAUX  
MANUFACTURING, INC. (A NEVADA  
CORPORATION)

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19 **ORDER**

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21 This Court, having reviewed this Stipulation of the parties, and good cause  
22 appearing therefor, orders that the Defendants shall have an additional extension to and  
23 including January 22, 2007 in which to answer, move or otherwise respond to Plaintiffs'  
24 Complaint on file herein.

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27 HONORABLE MARTIN J. JENKINS  
28 UNITED STATES DISTRICT COURT JUDGE