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**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA - SAN FRANCISCO DIVISION**

GREGORY M. JORDAN, ELI GOLDHABER )  
and JOSEPHINA GOLDHABER, individually )  
and on behalf of all others similarly situated, )  
Plaintiffs, )

v. )

PAUL FINANCIAL, LLC, LUMINENT )  
MORTGAGE CAPITAL, INC., HSBC BANK )  
USA, N.A., AS TRUSTEE OF LUMINENT )  
MORTGAGE TRUST 2006-2, RBS )  
FINANCIAL PRODUCTS, INC. and DOES 2 )  
through 10 inclusive, )  
Defendants. )

**CASE NO. 3:07-cv-04496-SI**

CLASS ACTION

**STIPULATION AND [PROPOSED] ORDER  
CONTINUING HEARINGS ON PLAINTIFFS'  
MOTION FOR CLASS CERTIFICATION  
AND DEFENDANT RBS FINANCIAL  
PRODUCTS, INC'S MOTION FOR  
SUMMARY JUDGMENT**

Current Date: June 24, 2011  
Requested Date: August 12, 2011  
Time: 9:00 a.m.  
Place: Courtroom 10  
Judge: Hon. Susan Illston

Complaint Filed: August 30, 2007  
Trial Date: Not set yet

**STIPULATION**

1  
2           1.       WHEREAS, Plaintiffs filed their Motion for Class Certification on March 18, 2011.  
3 (Dkt. No. 315.)

4           2.       WHEREAS, on April 7, 2011, Defendant RBS FINANCIAL PRODUCTS, INC. (“RBS”)   
5 filed a Motion for Summary Judgement seeking dismissal of Plaintiffs’ Eli and Josephina Goldhaber’s   
6 (the “Goldhabers”) claims.

7           3.       WHEREAS, on April 15, 2011, this Court continued the hearings on the pending   
8 Motions to June 17, 2011. *See* Order to Continue Class Certification and Summary Judgment Hearings.   
9 (Dkt. No. 338.)

10          4.       WHEREAS, on May 13, 2011, pursuant to a stipulation among the parties, RBS filed its   
11 opposition to Plaintiffs’ Motion for Class Certification. Dkt. No. 345.

12          4.       WHEREAS, on May 17, 2011, Plaintiffs filed a motion for order shortening time re   
13 motion to stay.

14          5.       WHEREAS, on May 18, 2011, Plaintiffs filed an Emergency Administrative Motion to   
15 Continue Briefing and Hearing Dates on Plaintiffs’ Motion for Class Certification and Defendant RBS   
16 Financial Products, Inc.’s Motion for Summary Judgment (“Emergency Ex Parte Application”).

17          7.       WHEREAS, on May 20, 2011, the Court issued its order re Plaintiffs Emergency Ex   
18 Parte Application. The order continued the hearings on the motions from June 17, 2011 to June 24,   
19 2011.

20          8.       WHEREAS, on June 3, 2011, Plaintiffs filed their opposition to Defendant RBS’s motion   
21 for summary judgment. Dkt. No. 357.

22          9.       WHEREAS, on June 10, 2011, Defendant RBS’s filed its reply to Plaintiffs’ opposition   
23 to RBS’s motion for summary judgment. Dkt. No. 357.

24          9.       WHEREAS, on June 10, 2011, Plaintiffs filed their reply to Defendant RBS’s opposition   
25 to Plaintiffs motion for class certification. Dkt. No. 364.

26          10.       WHEREAS, as of June 10, 2011, Plaintiffs motion for class certification and Defendant   
27 RBS’s motion for summary judgment is fully briefed pending oral argument currently set for June 24,   
28 2011.



1 DATED: June 22, 2009

LUMINENT MORTGAGE TRUST 2006-2,  
and HSBC BANK USA, NATIONAL  
ASSOCIATION  
By its attorneys,

4 /s/ Irene C. Friedel

Irene C. Freidel  
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8 DATED: June 22, 2009

RBS FINANCIAL PRODUCTS, INC.  
By its attorneys,

10 /s/ Benjamin B. Klubes

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14 **[PROPOSED] ORDER**

15 Pursuant to the Stipulation of counsel and for good cause shown, IT IS HEREBY ORDERED

16 that:

17 1. The hearings on Plaintiffs motion for class certification and Defendant RBS's motion for  
18 summary judgment, currently set for hearing on June 24, 2011, be continued to Friday, August 12, 2011  
19 at 9:00 a.m.

20 **IT IS SO ORDERED**

22 Dated: 6/21, 2011



HON. SUSAN ILLSTON  
UNITED STATES DISTRICT COURT JUDGE