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8 Attorneys for Defendant Countrywide Home Loans, Inc.

9 UNITED STATES DISTRICT COURT  
 10 NORTHERN DISTRICT OF CALIFORNIA

11	CLARA M. VIOTOR, an individual,	)	Case No.: C 07-06453 PJH
12		)	
13	Plaintiff,	)	Hon. Phyllis J. Hamilton
14		)	Dept. 3
15	vs.	)	
16	COMMONWEALTH LAND TITLE	)	STIPULATION TO CONTINUE CASE
17	INSURANCE COMPANY, COUNTRYWIDE)	)	MANAGEMENT CONFERENCE;
18	HOME LOANS, INC., and DOES 1-10,	)	<del>[PROPOSED]</del> ORDER
19	inclusive,	)	
20		)	
21	Defendants.	)	
22		)	

23 It is stipulated by and between the parties, plaintiff Clara M. Viotor (“Viotor”), and  
 24 defendant Countrywide Home Loans, Inc. (“Countrywide”), as follows:

- 25 1. Viotor filed this action against Countrywide.
- 26 2. Countrywide removed this action to the United States District Court for the  
 27 Northern District of California.
- 28 3. Countrywide prepared an answer to Viotor’s complaint, and the answer was  
 apparently misplaced.
4. The parties have been discussing settlement of this matter, including various

1 means of modifying the subject loans at issue. During the parties' settlement discussions, they  
2 did not notice Countrywide's missing answer.

3 5. Vietor and Countrywide request a continuance of the initial case management  
4 conference from September 18, 2008 to October 23, 2008.

5 6. The parties request the continuance to permit them to continue their settlement  
6 discussions without expending significant sums on litigation fees.

7 7. Countrywide requests the continuance for this length of time to allow sufficient  
8 time to substitute counsel. A substitution of attorney is necessary as Countrywide no longer  
9 maintains an in-house counsel as a result of the company merger with Bank of America.

10 8. If the court is not available on October 23, 2008, the parties are also available for  
11 a further case management conference at a later date.

12 It is so stipulated.

13 DATED: September 17, 2008

By: /s/ Richard L. Antognini

RICHARD L. ANTOGNINI

Attorney for Plaintiff

Clara M. Vietor

16 DATED: September 17, 2008

By: 

SANFORD SHATZ

Attorney for Defendant

Countrywide Home Loans, Inc.

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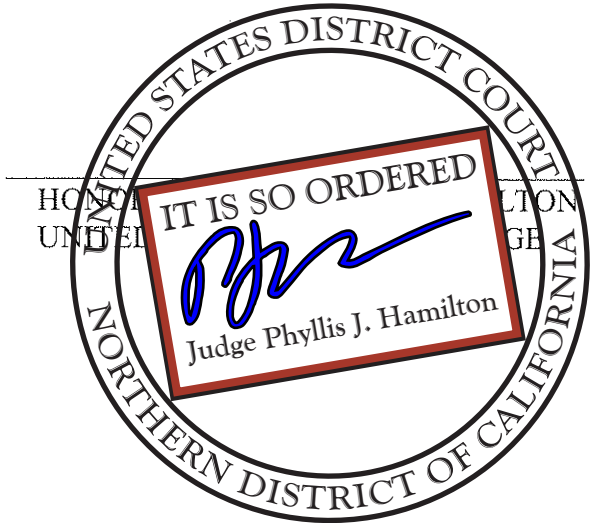
Order

Based on the stipulation of the parties, and  
GOOD CAUSE APPEARING THEREFOR,

The initial case management conference is continued from September 18, 2008 to  
October ~~23~~<sup>30</sup>, 2008, at 2:30 p.m.

IT IS SO ORDERED.

DATED: September 18, 2008



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**PROOF OF SERVICE**

I am over the age of 18 years and not a party to the within action. I am employed by Countrywide Home Loans, Inc. My business address is 5220 Las Virgenes Road, MS: AC-11, Calabasas, California 91302.

On September \_\_, 2008, I served STIPULATION TO CONTINUE CASE MANAGEMENT CONFERENCE; [PROPOSED] ORDER on each person or entity name below by enclosing a copy in an envelope addressed as shown below and placing the envelope for collection and mailing on the date and at the place shown below following our ordinary office practices. I am readily familiar with the practice of this office for collection and processing correspondence for mailing. On the same day that correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service in a sealed envelope with postage fully prepaid.

Date of Mailing: September \_\_, 2008

Place of Mailing: Calabasas, California

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made.

Executed on September \_\_, 2008, at Calabasas, California.

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