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15 Attorneys for Plaintiff

16 UNITED STATES DISTRICT COURT  
 17 NORTHERN DISTRICT OF CALIFORNIA

18 DAVID KECK,  
 19 Individually and on behalf of all other similarly  
 20 situated,

21 Plaintiff,

22 vs.

23 BANK OF AMERICA, a Delaware Corporation;  
 24 CENTRAL STATES INDEMNITY CO. OF  
 25 OMAHA, a Nebraska Corporation; CSI  
 26 PROCESSING, LLC, a Nebraska Company, TRG  
 27 CUSTOMER SOLUTIONS, INC. d/b/a/  
 28 TELESPRECTRUM,

Defendants.

) Case No.: CV 08-1219 CRB

) **CLASS ACTION**

) **STIPULATION AND ~~PROPOSED~~  
 ORDER CONTINUING HEARING  
 DATES**



1  
2 JEFFER, MANGELS, BUTLER  
& MARMARO LLP

3  
4  
5 By: \_\_\_\_\_ /s/  
Michael J. Hassen

6 Attorneys for TRG Customer Solutions, Inc.  
7 d/b/a Telespectrum

8 **ECF Certification**

9 I, Mark A. Chavez, certify that concurrence in the filing of the Stipulation and Proposed  
10 Order Continuing Hearing Dates has been obtained from Thomas E. Gilbertsen and Michael J.  
11 Hassen on behalf of Defendants.

12 Dated: October 17, 2008

CHAVEZ & GERTLER LLP

13 By:   
14 Mark A. Chavez

15  
16  
17 **PROPOSED ORDER**

18 Upon the Stipulation of the parties, and good cause appearing;

19 1. The date for hearing Defendant/Bank of America's Preemption Motion shall be  
20 continued from December 5, 2008 to March 6, 2009; and

21 2. The date for hearing Plaintiff's Motion for Class Certification shall be continued  
22 from April 3, 2009 to July 10, 2009 at 10:00 a.m.

23 IT IS SO ORDERED.

24  
25 DATED: October 22, 2008

26 THE HONORABLE  
United States

27   
28 IT IS SO ORDERED

Judge Charles R. Breyer