

REED SMITH LLP

A limited liability partnership formed in the State of Delaware

1 David C. Powell (SBN 129781)
 Email: dcpowell@reedsmith.com
 2 Heather B. Hoesterey (SBN 201254)
 Email: hhoesterey@reedsmith.com
 3 REED SMITH LLP
 Two Embarcadero Center, Suite 2000
 4 San Francisco, CA 94111-3922

5 Telephone: +1 415 543 8700
 Facsimile: +1 415 391 8269
 6

7 Sarah R. Wolff (admitted *pro hac vice*)
 Email: swolff@reedsmith.com
 Michael S. Leib (admitted *pro hac vice*)
 8 Email: mleib@reedsmith.com
 REED SMITH LLP
 9 10 S. Wacker Dr., Suite 4000
 Chicago, IL 60606-7507

10 Telephone: +1 312 207 1000
 11 Facsimile: +1 312 207 6400

12 Attorneys for Defendants Wells Fargo & Co.;
 Wells Fargo Investments, LLC; Wells Fargo
 13 Institutional Securities, LLC; Wells Fargo
 Services, LLC and Wells Fargo Bank, N.A.

14 UNITED STATES DISTRICT COURT
 15 NORTHERN DISTRICT OF CALIFORNIA

16 LINDELL VAN DYKE, AS TRUSTEE FOR
 17 THE VAN DYKE FAMILY TRUST, and
 SANDRA OLSEN, Individually And On Behalf
 18 of All Others Similarly Situated,

No.: CV 08 1962 (JSW)

**STIPULATION AND ~~PROPOSED~~
 ORDER RE BRIEFING SCHEDULE FOR
 MOTION TO DISMISS**

19 Plaintiff,

20 vs.

21 WELLS FARGO & CO.; WELLS FARGO
 INVESTMENTS, LLC; WELLS FARGO
 22 INSTITUTIONAL SECURITIES, LLC; WELLS
 FARGO SERVICES, LLC and WELLS FARGO
 23 BANK, N.A.

24 Defendants.
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1 WHEREAS, on March 23, 2009, pursuant to the parties' stipulation, this Court entered an
2 Order re Request to Reschedule Hearing Date on Motion to Dismiss and to Reschedule Case
3 Management Conference setting the following schedule:

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5 (1) Defendants shall answer, move or otherwise respond to the amended complaint on or
6 before April 6, 2009;

7 (2) Should Defendants file a motion to dismiss the amended complaint, the briefing schedule
8 on such motion shall be as follows:

9 (a) Lead Plaintiffs shall file any opposition to Defendants' Motion to Dismiss on or
10 before May 15, 2009; and

11 (b) Defendants shall file any reply in support of the motion to dismiss on or before
12 June 15, 2009; and

13 (3) The motion to dismiss shall be heard on July 31, 2009 at 9:00 a.m., followed immediately
14 by a case management conference. The parties shall submit their joint case management statement
15 by no later than July 24, 2009; and

16
17 WHEREAS Defendants seek additional time to file their Motion to Dismiss; and

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19 WHEREAS Plaintiffs have agreed they will not oppose Defendants' request,

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21 IT IS HEREBY STIPULATED and requested by and between the parties to this action,
22 through their respective counsel of record, that the Court may enter an Order rescheduling the
23 briefing schedule for Defendants' Motion to Dismiss as follows:

24 (1) Defendants shall answer, move or otherwise respond to the amended complaint on or
25 before April 20, 2009;

26 (2) Should Defendants file a motion to dismiss the amended complaint, the briefing schedule
27 on such motion shall be as follows:

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(a) Lead Plaintiffs shall file any opposition to Defendants' Motion to Dismiss on or before May 29, 2009; and

(b) Defendants shall file any reply in support of the motion to dismiss on or before June 29, 2009.


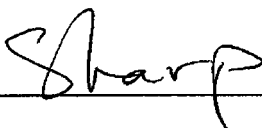
DATED: April 1, 2009

REED SMITH LLP

By /s/ Heather B. Hoesterey
Heather B. Hoesterey
Attorneys for Defendants Wells Fargo & Co.; Wells Fargo Investments, LLC; Wells Fargo Institutional Securities, LLC; Wells Fargo Services, LLC and Wells Fargo Bank, N.A.

DATED: April 1, 2009

GIRARD GIBBS LLP

By  
Daniel C. Girard
Christina C. Sharp
Attorneys for Lead Plaintiffs Lindell Van Dyke, as Trustee for the Van Dyke Family Trust, and Sandra Olsen

~~[PROPOSED]~~ ORDER

Having reviewed the parties' stipulation and declaration submitted in support of Proposed Order re Briefing Schedule for Motion to Dismiss, and upon good cause showing, IT IS HEREBY ORDERED THAT:

(1) Defendants shall answer, move or otherwise respond to the amended complaint on or before April 20, 2009;

(2) Should Defendants file a motion to dismiss the amended complaint, the briefing schedule on such motion shall be as follows:

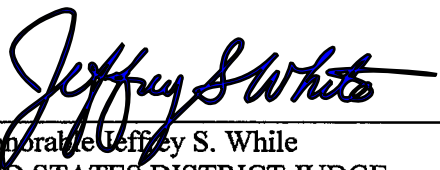
(a) Lead Plaintiffs shall file any opposition to Defendants' Motion to Dismiss on or before May 29, 2009; and

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(b) Defendants shall file any reply in support of the motion to dismiss on or before June 29, 2009; and

(3) The motion to dismiss shall be heard on July 31, 2009 at 9:00 a.m., followed immediately by a case management conference. The parties shall submit their joint case management statement by no later than July 24, 2009.

DATED: April 1, 2009


The Honorable Jeffrey S. While
UNITED STATES DISTRICT JUDGE

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