

1 CHAVEZ & GERTLER LLP  
 2 MARK A. CHAVEZ (Bar No. 90858)  
 3 mark@chavezgertler.com  
 4 NANCE F. BECKER (Bar No. 99292)  
 5 nance@chavezgertler.com  
 42 Miller Ave.  
 4 Mill Valley, CA 94941  
 Telephone: (415) 381-5599  
 5 (415) 381-5572 (fax)

6 SCHNEIDER WALLACE  
 7 COTTRELL BRAYTON KONECKY LLP  
 8 Garrett W. Wotkyns (AZ Bar No. 025887) (admitted *pro hac vice*)  
 7702 E. Doubletree Ranch Road – suite 300  
 8 Scottsdale, Arizona 85258  
 9 Telephone: (480) 607-4368  
 Facsimile: (480) 348-3999  
 10 gwotkyns@schneiderwallace.com

11 BONNETT, FAIRBOURN, FRIEDMAN & BALINT, PC  
 12 ANDREW S. FRIEDMAN (admitted pro hac vice)  
 13 afriedman@BFFB.com  
 2901 N. Central Avenue, Suite 1000  
 13 Phoenix, AZ 85012  
 Telephone: (602) 274-1100  
 14 (602) 274-1199 (fax)

15 Attorneys for Plaintiff

16 UNITED STATES DISTRICT COURT  
 17 NORTHERN DISTRICT OF CALIFORNIA

19 MARY B. LABRADOR, individually and on )  
 20 behalf of all others similarly situated, )  
 21 Plaintiff, )  
 22 vs. )  
 23 SEATTLE MORTGAGE COMPANY, )  
 24 Defendant )

Case No.: CV-08-2270 SC  
~~PROPOSED~~ AMENDED SCHEDULING ORDER  
 Date: October 9 and 23, 2009  
 Time: 10:00 A.M.  
 Courtroom: 1, 17th Fl.  
 Before: Hon. Samuel Conti

28 11925/0001/759107.1

1 ~~PROPOSED~~ ORDER

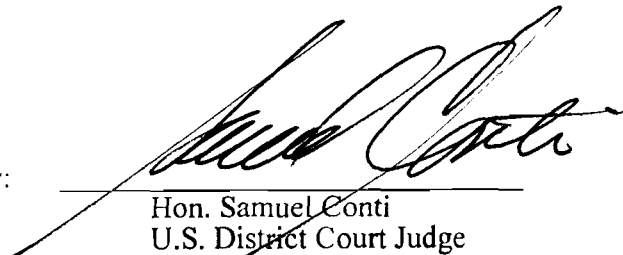
2 Good cause appearing, the Court hereby approves the above stipulation and Orders the  
3 following:

- 4 1. The hearing on SMC's **Motion for Summary Judgment** is continued to  
5 December 18, 2009 at 10:00 a.m.; the opposition to the Motion for Summary  
6 Judgment will be filed on November 13, 2009; and the reply in support of the  
7 *Motion for Summary Judgment* will be filed on December 4, 2009.
- 8 2. The hearing on Plaintiff's **Motion for Leave to Amend** is continued to December  
9 18, 2009 at 10:00 a.m.; the opposition to the Motion for Leave to Amend will be  
10 filed on November 13, 2009; and the reply in support of the Motion for Leave to  
11 Amend will be filed on December 4, 2009.
- 12 3. The **Scheduling Order** is amended as follows:
- 13 A. Completion of class certification fact discovery – 2/26/10
  - 14 B. Plaintiff to file motion for class certification – 3/19/10
  - 15 C. Defendant to file opposition to motion for class certification – 4/16/10
  - 16 D. Plaintiff to file reply in support of class certification – 4/30/10
  - 17 E. Hearing on class certification. – ~~5/21/10~~ JUNE 11, 2010 AC
  - 18 F. Case Management Conference – ~~6/18/10~~ JULY 9, 2010 LC.

19 IT IS SO ORDERED.

20 Dated: September 21, 2009

21  
22 By: \_\_\_\_\_

  
Hon. Samuel Conti  
U.S. District Court Judge