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11 UNITED STATES DISTRICT COURT  
 12 NORTHERN DISTRICT OF CALIFORNIA

13	JOSE HERNANDEZ, <i>et al.</i> ,	)	CASE NO. CV 08-2804 MMC
14		)	
15	Plaintiffs,	)	<b>STIPULATED JOINT REQUEST</b>
16		)	<b>FOR CONTINUANCE;</b>
17	v.	)	<b>[PROPOSED] ORDER</b>
18		)	
19	SURINDER SROA, <i>et al.</i> ,	)	
20		)	
21		)	
22	Defendants	)	
23		)	
24		)	

25 The undersigned counsel jointly request this honorable Court to continue,  
 26 until January 30, 2009, at 9:00 am, the hearing of BNC Mortgage’s Amended Motion to  
 27 Dismiss, currently set for January 16, 2009 am.

28 Good cause for the requested continuance exists in that BNC’s Amended  
 Motion contains substantial arguments not raised in the original motion, and Plaintiff’s  
 counsel, who already had a very full schedule over the holiday season, including Early  
 Neutral Evaluation of this action, needs additional time to research those matters, and is not  
 able to complete that research and draft the opposition by the current December 26, 2008  
 last day to do so.

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1 DATED: December 16, 2008

2 \_\_\_\_\_/s/\_\_\_\_\_  
3 Antonio L. Cortes  
4 Counsel for Plaintiffs

5 DATED: December 16, 2008

6 \_\_\_\_\_/s/\_\_\_\_\_  
7 Albert E. Cordova, Esq.  
8 Counsel for Surinder and Linda. Sroa and  
9 Agustin and Calista Reyes

10 DATED: December 16, 2008

11 \_\_\_\_\_/s/\_\_\_\_\_  
12 Sherrill Oates, Esq.,  
13 Counsel for BNC Mortgage

14 Attorney Attestation

15 Pursuant to General Order 45, I attest that I obtained the concurrence of the  
16 other signatories to this e-filed document before filing it.

17 DATED: December 16,, 2008

18 \_\_\_\_\_/s/\_\_\_\_\_  
19 Antonio L. Cortes

20 ~~[PROPOSED]~~ ORDER

21 The foregoing parties having requested a continuance of the January 16,  
22 2009 hearing of BNC Mortgage's Amended Motion to Dismiss, and good cause appearing  
23 therefor, it is hereby

24 ORDERED, that BNC Mortgage's Amended Motion to Dismiss, filed  
25 December 9, 2008, shall be heard on January 30, 2009 at 9:00 am.

26 SO ORDERED

27 Dated: December 18, 2008

28   
United States District Judge

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