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 7 BANK OF AMERICA, N.A.

8 UNITED STATES DISTRICT COURT  
 9 NORTHERN DISTRICT OF CALIFORNIA

11 BANK OF AMERICA, N.A., a national  
 12 banking association,

13 Petitioner,

14 vs.

15 MICHELETTI FAMILY PARTNERSHIP,  
 a California Limited Partnership, ARTHUR  
 16 MICHELETTI, an individual, and JANICE  
 MICHELETTI, an individual,

17 Respondents.

CASE NO. CV 08-2902 JSW

**STIPULATION AND [PROPOSED]  
 ORDER RE BRIEFING SCHEDULE ON  
 BANK OF AMERICA'S MOTION FOR  
 DE NOVO REVIEW**

(F. R. Civ. Proc., Rule 72(b); Local Rule  
 72-3; 28 U.S.C. § 636(b)(3))

Hearing Date: None  
 Judge: Hon. Jeffrey S. White

Judgment entered: October 14, 2008

19  
 20 **WHEREAS**, the Court recently removed from its May 1, 2009 hearing calendar Bank of  
 21 America's ("BofA's") motion for a *de novo* determination of its Objections to the Report of  
 22 Recommendation of Magistrate Judge Larson ("Report"). This Court also set a briefing schedule  
 23 by which Respondents' Opposition brief is due to be filed and served on March 27, 2009, and  
 24 BofA's Reply brief is due to be filed and served on April 3, 2009.

25 **WHEREAS**, BofA's counsel, James B. Wright, is out of state on business from March  
 26 28, 2009, through April 1, 2009, and unavailable to prepare a Reply brief during his absence.

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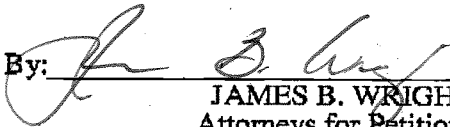
1 NOW, THEREFORE, counsel for BofA and counsel for Respondents have agreed to the  
2 following revised briefing schedule, subject to this Court's approval:

3 April 2, 2009 Respondents' Opposition brief due to be filed and served;  
4 April 9, 2009 BofA's Reply brief due to be filed and served.

5  
6 **SO STIPULATED:**

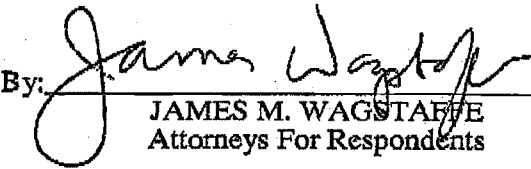
7  
8 DATED: March 17, 2009

BUCHALTER NEMER  
A Professional Corporation

9  
10 By:   
11 JAMES B. WRIGHT  
12 Attorneys for Petitioner  
13 BANK OF AMERICA, N.A.

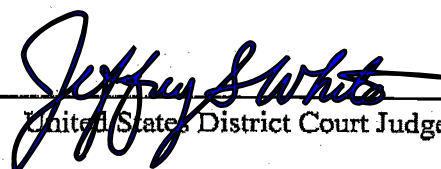
14  
15 DATED: March 17, 2009

KERR & WAGSTAFFE LLP

16 By:   
17 JAMES M. WAGSTAFFE  
18 Attorneys For Respondents

19  
20 **SO ORDERED:**

21 DATED: March 18, 2009

  
United States District Court Judge