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 CHASE BANK USA, N.A.

8 UNITED STATES DISTRICT COURT  
 9 NORTHERN DISTRICT OF CALIFORNIA  
 10 SAN FRANCISCO DIVISION

12 TIMOTHY A. SAUER, individually and on  
 behalf of all others similarly situated,

13 Plaintiff,

14 vs.

15 CHASE BANK USA, N.A., and  
 16 DOES 1-20,

17 Defendants.

) Case No. CV-09-0809 MMC  
 )  
 ) [Assigned to the Hon. Maxine M. Chesney]  
 )  
 ) CLASS ACTION  
 )  
 ) **STIPULATION AND [Proposed] ORDER**  
 ) **TO CONTINUE CASE MANAGEMENT**  
 ) **CONFERENCE AND ORDER THEREON**  
 )  
 ) Action filed: February 25, 2009  
 ) Trial Date: None set

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STIPULATION AND [Proposed] ORDER TO  
 CONTINUE CASE MANAGEMENT CONFERENCE  
 Case No. CV-09-0809 MMC

)LA 51156753

1           WHEREAS, on February 25, 2009, plaintiff Timothy A. Sauer (“Plaintiff”) filed the Class  
2 Action Complaint (the “Complaint”);

3           WHEREAS, the Court issued an Order on February 25, 2009 setting a Case Management  
4 Conference for June 15, 2009, with a Case Management Statement due June 8, 2009 (Docket No.  
5 5);

6           WHEREAS, the Court, on its own motion, continued the Case Management Conference to  
7 June 22, 2009, and continued the corresponding date to file to the Case Management Statement to  
8 June 15, 2009 (Docket No. 6);

9           WHEREAS, multiple similar putative class actions currently are pending in this District and  
10 in other federal district courts around the country and two Motions for Transfer and Coordination  
11 pursuant to 28 U.S.C. § 1407 (the “MDL Motions”) were filed with the Judicial Panel on  
12 Multidistrict Litigation (the “Panel”) and docketed as In Re: Chase Bank USA, N.A., “Check  
13 Loan” Contract Litigation, MDL No. 2032;

14           WHEREAS, on March 16, 2009, the parties filed a stipulation to stay all proceedings in this  
15 case before this Court, including but not limited to any deadlines for Chase to respond to the  
16 Complaint, until such time as the Panel rules on the MDL Motions, which was granted by the Court  
17 (Docket Nos. 7, 9);

18           WHEREAS, the Panel held a hearing on the MDL Motions on May 27, 2009, and the  
19 parties expect a decision from the Panel soon, which will coordinate all the multiple similar  
20 actions;

21           WHEREAS, in light of the foregoing, the parties have agreed to continue the initial Case  
22 Management Conference and corresponding deadlines set by the Court, as it appears likely that that  
23 this action will be transferred to another District for pre-trial purposes;

24           WHEREAS, pursuant to Local Rules 6-1(b) and 6-2, the parties may request by stipulation  
25 an order altering dates and deadlines previously fixed by the Court;

26           WHEREAS, the time modifications requested herein will alter dates and deadlines set by  
27 the Court; and

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**ORDER**

IT IS HEREBY ORDERED, pursuant to the Stipulation between the parties, that:  
reset for

The initial Case Management Conference in this case is ~~continued from June 22, 2009 until~~  
August 21, 2009. All corresponding deadlines set by the Court ~~are continued accordingly.~~ in its  
February 25, 2009 order are reset accordingly.

IT IS SO ORDERED.

DATED: June 12, 2009

  
The Honorable Maxine M. Chesney  
United States District Judge