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

11	KENNEDY FUNDING, INC., a New Jersey Corporation,	)	Case No. C09-01957CRB
12)	
13	Plaintiff,	)	PROPOSED ORDER GRANTING
14	v.	)	STIPULATION REGARDING MOTIONS
15	NICHOLAS CHAPMAN, an individual; JIREH EDUCATIONAL MINISTRIES, a California non-profit corporation; NEWPORT AVALON INVESTORS, LLC, a California limited liability company; BRIAN D. EVANS, an individual; MANCEBO CORPORATION, a California Corporation; ARNE WAGNER, an individual; LAWRENCE S. THAL, an individual; REDGE MARTIN, an individual; VANGUARD FINANCIAL LTD., and DOES 1 through 50, Inclusive,	)	TO DISMISS AND REQUEST TO CONTINUE CASE MANAGEMENT CONFERENCE
16		)	DATE: January 8, 2010
17		)	TIME: 10:00 A.M.
18		)	CTRM: 8
19		)	450 Golden Gate Avenue
20	Defendants.	)	San Francisco, CA
21	ARNE WAGNER, an individual; LAWRENCE S. THAL, an individual; REDGE MARTIN, an individual; and WAYNE REPICH, an individual;	)	JUDGE: Hon. Charles Breyer
22)	
23	Counterclaimants)	
24	v.)	
25	KENNEDY FUNDING, INC., a New Jersey corporation,)	
26)	
27	Counterclaim-defendant)	
28)	

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The Stipulation Regarding Motions to Dismiss and Request To Continue Case Management Conference (the "Order") by and among Plaintiff Kennedy Funding, Inc. ("Kennedy" or "Plaintiff") and Mancebo Corporation ("Mancebo"), Brian D. Evans ("Evans"), Arne Wagner ("Wagner"), Lawrence S. Thal ("Thal"), Redge Martin ("Martin"), Vanguard Financial Ltd. ("Vanguard Financial", together with Thal, Wagner, and Martin are referred to as "Vanguard"), Wayne Repich ("Repich"), Nicholas Chapman ("Chapman"), JIREH Educational Ministries, Inc. ("JIREH"), and Newport Avalon Investors, LLC ("Newport Avalon", together with JIREH, Mancebo, Evans, Chapman, Repich and Vanguard, are the "Defendants", and the Defendants and the Plaintiff are the "Parties") was filed with the Court on January 5, 2010. The Court having read and considered the Stipulation,

PURSUANT TO STIPULATION IT IS SO ORDERED THAT:

- 1. The Motions to Dismiss filed by Newport Avalon, Chapman, and JIREH are hereby taken off-calendar.
- 2. The Initial Case Management Conference, originally scheduled for January 8, 2010 at 10:00 a.m., is hereby continued to February 5, 2010 at 8:30 a.m. ~~or _____~~
~~_____ at _____.~~
- 3. No other deadlines are changed by the Stipulation.

Dated: January 5, 2010

