

ADORNO YOSS ALVARADO & SMITH
ATTORNEYS AT LAW
LOS ANGELES

1 THEODORE E. BACON (CA Bar NO. 115395)
tbacon@adorno.com
2 PATRICK A. CATHCART (CA Bar No. 65413)
pcathcart@adorno.com
3 AMY L. MORSE (CA Bar No. 92135)
amorse@adorno.com
4 FRANCES Q. JETT (CA Bar No. 175612)
fjett@adorno.com
5 ADORNO YOSS ALVARADO & SMITH
A Professional Corporation
6 633 W. Fifth Street, Suite 1100
Los Angeles, CA 90071
7 Tel: (213) 229-2400
Fax: (213) 229-2499

8 Attorneys for Defendants CALIFORNIA
9 RECONVEYANCE COMPANY;
MORTGAGE ELECTRONIC
10 REGISTRATION SYSTEMS, INC.; and
JPMORGAN CHASE BANK, N.A., an acquirer
11 of certain assets and liabilities of Washington
Mutual Bank, from the FDIC, acting as
12 Receiver

13 UNITED STATES DISTRICT COURT
14 NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO

15 EUEL ALLEN

16 Plaintiff,

17 v.

18 UNITED FINANCIAL MORTGAGE CORP.,
19 ALLIANCE BANCORP.,
MORTGAGE ELECTRONIC REGISTRATION
20 SYSTEMS, INC.,
CALIFORNIA RECONVEYANCE CO.;
21 GMAC MORTGAGE;
JP MORGAN CHASE BANK and
22 DOES 1-25, Inclusive

23 Defendants.

CASE NO.: C09-02507 SC

Judge: Hon. Samuel Conti

SECOND STIPULATION AND MOTION
TO CONTINUE TIME FOR
CONDUCTING A MEDIATION, AND
PROPOSED ORDER THEREON

COURTRM: One, 17th Floor
DATE: September 11, 2009
TIME: 10:00 A.M.

Action Filed: May 5, 2009
Removed: June 5, 2009

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27 Defendants Mortgage Electronic Registration Systems, Inc. ("MERS"); JPMorgan Chase
28 Bank, N.A., an acquirer of certain assets and liabilities of Washington Mutual Bank, from the FDIC,

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1 acting as Receiver ("JPMorgan"), and California Reconveyance Company ("CRC") (hereafter
2 collectively referred to as "Defendants"), and Plaintiff Euel Allen, jointly stipulate and move this
3 Court for an Order pursuant to ADR Local Rule 6-5 and Civil Local Rule 7-12 extending the time
4 within which to conduct a mediation. This Stipulation and Motion to Continue Time for Conducting
5 a Mediation is made on the following grounds:

- 6 1. The parties have met and conferred and exchanged pertinent information to permit
7 Plaintiff to amend his Complaint, which Defendants have stipulated Plaintiff may do;
- 8 2. The parties have met with the ADR mediator, Chris Sullivan, on three ADR
9 conference calls, to set their schedule for finalizing the pleadings and conducting a
10 mediation;
- 11 3. Plaintiff has obtained a First Amended Summons as to Investors Mortgaged and
12 Realty ("Investors") to be added as party defendant. Investors was the loan broker
13 who originated the loan which is the subject of this action;
- 14 4. Plaintiff filed his amended complaint on December 4, 2009;
- 15 5. Defendants have provided Plaintiff with a loan modification application which
16 Plaintiff will submit to JPMorgan Chase Bank, N.A.;
- 17 6. JPMorgan filed a motion to dismiss the First Amended Complaint on December 21,
18 2009, which the Court has set for hearing on March 19, 2010, at 10:00 am;
- 19 7. In view of the issues raised in the motion to dismiss and the necessity for resolution
20 of those issues prior to an effective mediation, the parties, with the agreement of
21 mediator Chris Sullivan, have scheduled a fourth ADR conference call to arrange for
22 mediation for 10:00 a.m., March 23, 2010;
- 23 8. The parties, with the concurrence of the mediator, believe that any mediation of this
24 matter can only succeed if all parties are present, including the loan broker, and if the
25 pleadings have been resolved at that time.

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9. The parties hereby request, and the mediator concurs in the request, that the time for conducting a mediation should be extended by thirty days from the current deadline of March 14, 2010, so that the date for completion of mediation will be April 13, 2010.

DATED: February 12, 2010

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By: /s/ PATRICK A. CATHCART
THEODORE E. BACON
PATRICK A. CATHCART
AMY L. MORSE
FRANCES Q. JETT
Attorneys for Defendants CALIFORNIA
RECONVEYANCE COMPANY; MORTGAGE
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INC.; and JPMORGAN CHASE BANK, N.A.,
an acquirer of certain assets and liabilities of
Washington Mutual Bank, from the FDIC, acting
as Receiver

DATED: February 12, 2010

MOSS and MURPHY

By: *Glenn L. Moss*
GLENN L. MOSS
PATRICIA TURNAGE
Attorneys for Plaintiff EUEL ALLEN

PURSUANT TO STIPULATION, IT IS SO ORDERED,

DATED: February ¹⁶~~12~~, 2010

HON. SAMUEL CONTI
UNITED STATES DISTRICT COURT



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