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7 Attorneys for WELLS FARGO BANK, N.A.
 (successor by merger to Defendant WACHOVIA
 BANK, N.A.) and Defendant METROPOLITAN
 8 WEST SECURITIES LLC
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10 UNITED STATES DISTRICT COURT
 11 NORTHERN DISTRICT OF CALIFORNIA – SAN FRANCISCO DIVISION
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13 STATE COMPENSATION INSURANCE
 14 FUND,

15 Plaintiff,

16 vs.

17 METROPOLITAN WEST SECURITIES
 18 LLC; WACHOVIA BANK, N.A.; DOES
 1 through 10, inclusive; and DOES 11
 19 through 20, inclusive,

20 Defendants.
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CASE NO. CV 09-02959 JSW (EDL)

**STIPULATION AND ~~PROPOSED~~ ORDER
 MODIFYING BRIEFING SCHEDULE ON
 SUMMARY JUDGMENT MOTIONS
 AND CONTINUING HEARING ON
 MOTIONS**

1 WHEREAS the parties filed cross-motions for summary judgment on February 24, 2012,
2 which are set for hearing on March 30, 2012;

3 WHEREAS the cross-motions raise numerous factual and legal issues, requiring the
4 parties' respective opposition papers and reply papers to address those issues;

5 WHEREAS the parties' respective opposition papers currently are due on March 9, 2012,
6 and their respective reply papers currently are due on March 16, 2012;

7 WHEREAS during the period in which the parties are required to prepare their opposition
8 papers, they also have been required to (1) take/defend two expert witness depositions, in
9 accordance with the expert discovery schedule previously approved by the Court pursuant to
10 stipulation; and (2) spend significant time preparing for and attending a mediation scheduled for
11 March 6, 2012 (including the preparation of mediation briefs) in accordance with the mediation
12 cutoff previously set by the Court pursuant to stipulation;

13 WHEREAS the parties mutually desire a short amount of additional time in which to
14 prepare their opposition and reply papers in light of the number of issues to be addressed and the
15 time required to prepare for and participate in the depositions and the mediation;

16 WHEREAS the parties have not previously requested a modification of the summary
17 judgment briefing schedule;

18 NOW THEREFORE, IT IS HEREBY STIPULATED BY AND AMONG THE PARTIES
19 HERETO AND THEIR COUNSEL OF RECORD THAT (1) the parties' respective papers in
20 opposition to the cross-motions for summary judgment shall be filed no later than March 12,
21 2012; and (2) the parties' respective reply papers in support of the cross-motions for summary
22 judgment shall be filed no later than March 21, 2012.

23 Date: March 5, 2012

MUNGER, TOLLES & OLSON LLP

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25 By: /s/ James C. Rutten

James C. Rutten

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27 Attorneys for Defendants WELLS FARGO
BANK, N.A. (successor by merger to
28 WACHOVIA BANK, N.A.) and
METROPOLITAN WEST SECURITIES LLC

