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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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UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA – SAN FRANCISCO DIVISION

STATE COMPENSATION INSURANCE
 FUND,

Plaintiff,

vs.

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

Defendants.

CASE NO. CV 09-02959 JSW (EDL)

**STIPULATION AND [~~PROPOSED~~] ORDER
 STAYING CASE PENDING OUTCOME OF
 ADR PROCEDURE**

1 WHEREAS on March 6, 2012, the parties attended a mediation session before Antonio
2 Piazza, Esq. of Mediation Negotiations;

3 WHEREAS as a result of that mediation session, the parties have determined to resolve
4 their disputes through a binding alternative dispute resolution (“ADR”) procedure;

5 WHEREAS the in-person sessions of the ADR procedure are expected to commence by
6 June 2012, subject to potential scheduling conflicts that may require different timing;

7 WHEREAS the parties’ selection of an ADR procedure, with the assistance of Mr. Piazza,
8 contemplates that they will seek to stay further litigation in this Court pending the outcome of the
9 ADR procedure, and once the ADR procedure is completed, will promptly file a stipulation of
10 dismissal of this lawsuit;

11 WHEREAS the parties commit to advise the Court promptly of any developments that
12 may affect the continued appropriateness of a stay;

13 NOW THEREFORE, IT IS HEREBY STIPULATED BY AND AMONG THE PARTIES
14 HERETO AND THEIR COUNSEL OF RECORD THAT this lawsuit is stayed in its entirety
15 until a stipulation of dismissal is filed or until further order of the Court.

16 Date: April 16, 2012

MUNGER, TOLLES & OLSON LLP

17 By: /s/ James C. Rutten

18 James C. Rutten

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

22 Date: April 16, 2012

BARGER & WOLEN LLP

23 By: /s/ Travis R. Wall

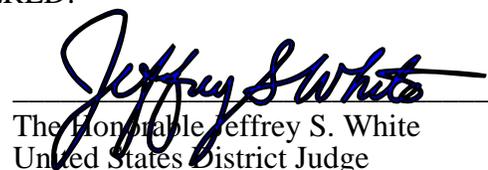
24 Travis R. Wall

25 The Court HEREBY STRIKES Plaintiff’s
26 motion for summary judgment without
27 prejudice to re-filing if necessary.

28 Attorneys for Plaintiff STATE
COMPENSATION INSURANCE FUND

PURSUANT TO STIPULATION, IT IS SO ORDERED:

DATED: April 18, 2012


The Honorable Jeffrey S. White
United States District Judge