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 and all others similarly situated.

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Attorneys for Defendants
 JPMORGAN CHASE & CO. and JPMORGAN
 CHASE BANK, N.A.

UNITED STATES DISTRICT COURT
 FOR THE NORTHERN DISTRICT OF CALIFORNIA

RANDALL STEVENS, on behalf of himself and
 all others similarly situated,

Plaintiff,

v.

JPMORGAN CHASE & CO.; JPMORGAN
 CHASE BANK, N.A. and DOES 1 through 125,

Defendants.

Case No.: CV 09-03116 SI

Judge: Hon. Susan Illston

**STIPULATION AND [PROPOSED] ORDER
 TO CONTINUE CASE MANAGEMENT
 CONFERENCE AND TO EXTEND TIME TO
 RESPOND TO FIRST AMENDED
 COMPLAINT**

Complaint Filed: July 9, 2009

Trial Date: None

Initial CMC Hearing Date: October 23, 2009

Initial CMC Hearing Time: 2:00 p.m.

STIPULATION

WHEREAS, plaintiff Randall Stevens ("Plaintiff") filed his Class Action Complaint ("Complaint"), on behalf of himself and all others similarly situated, on July 9, 2009;

WHEREAS, defendants JPMORGAN CHASE & CO. and JPMORGAN CHASE BANK, N.A. (collectively "Defendants"), each filed a motion to dismiss the Complaint on September 10, 2009;

WHEREAS, Plaintiff filed a First Amended Complaint ("FAC") on October 8, 2009, which will facilitate clarification of the claims and allegations to which Defendants' responses will be directed;

WHEREAS, Defendants agree to withdraw their motions to dismiss in light of the filing of the First Amended Complaint, thereby removing the October 30, 2009 hearing on the motions;

WHEREAS, Plaintiff agrees to extend the time for Defendants to respond to the FAC to thirty (30) days after the filing of the FAC, which is November 9, 2009;

WHEREAS, the initial case management conference ("CMC") is currently set for October 23, 2009; and

WHEREAS, the parties have agreed to continue the CMC to December 4, 2009, or a later date when the Court is available, so that preliminary pleading matters may be initiated prior to the CMC;

WHEREAS, this Stipulation is made in good faith and not for purposes of delay.

IT IS HEREBY STIPULATED, by and between the parties, through their respective counsel of record, that the Court enter an order that:

1. Defendants' time to respond to the First Amended Complaint is extended for a period of thirty (30) days after the filing of the FAC to November 9, 2009; and

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2. The initial case management conference is continued to December 4, 2009, or a later date when the Court is available.

IT IS SO STIPULATED.

Dated: October 8, 2009

ROPERS, MAJESKI, KOHN & BENTLEY
GEORGE G. WEICKHARDT
WENDY C. KROG

By: /S/ George G. Weickhardt
George G. Weickhardt

Attorneys for Defendants
JPMORGAN CHASE & CO. and JPMORGAN
CHASE BANK, N.A.,

Dated: October 8, 2009

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DAVID C. WRIGHT
JAE (EDDIE) K. KIM

By: /S/ Richard D. McCune
Richard D. McCune

Attorneys for Plaintiff
RANDALL STEVENS

ORDER

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

1. Defendants' time to respond to the First Amended Complaint is extended to thirty (30) days, to and including November 9, 2009.
2. The initial case management conference is continued to December 4, 2009, or a later date when the Court is available.

IT IS SO ORDERED.

DATED: _____



The Honorable Susan Illston
United States District Court Judge