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8 Attorneys for Defendant Federal Deposit Insurance
 Corporation as Receiver of INDYMAC BANK, FSB
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10 UNITED STATES DISTRICT COURT
 11 NORTHERN DISTRICT OF CALIFORNIA

12 JON JON MANUEL, an individual, and
 MARIA VICTORIA MANUEL, an
 13 individual,,
 14

Plaintiffs,

15 v.

16 INDYMAC BANK FSB in Receivership of
 FDIC; HSBC BANK USA, NATIONAL
 17 ASSOCIATION, a US Corporation;
 REGIONAL SERVICE CORPORATION, a
 18 California Corporation; LPS DEFAULT
 SOLUTIONS, INC., a Delaware Corporation;
 19 LPS AGENCY SALES AND POSTING,
 INC., a California Corporation; and DOES 1
 20 through 50, inclusive,,
 21

Defendants.

No. 3:10-cv-01035 TEH.

**STIPULATION AND [PROPOSED]
 ORDER CONTINUING CASE
 MANAGEMENT CONFERENCE**

DATE: August 16, 2010
 TIME: 1:30 p.m.
 DEPT: Courtroom 12
 JUDGE: Hon. Thelton E. Henderson

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 24 IT IS HEREBY STIPULATED by and between Plaintiffs JON JON MANUEL and
 25 MARIA VICTORIA MANUEL and Defendant FEDERAL DEPOSIT INSURANCE
 26 CORPORATION, as Receiver of INDYMAC BANK FSB ("FDIC-Receiver"), that the Case
 27 Management Conference in this case be continued from August 16, 2010 to September 20,
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1 2010, or to a date after September 30, 2010, convenient to the Court. There are two grounds
2 for the requested continuance.

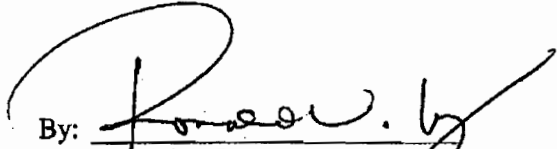
3 First, FDIC-Receiver's Motion to Dismiss is currently pending for August 23, 2010,
4 and Plaintiffs are evaluating whether they will oppose the motion, or voluntarily dismiss with
5 prejudice. The dismissal of FDIC-Receiver would eliminate federal question jurisdiction, and
6 be cause for remand back to the State Court. Dismissal of FDIC-Receiver will also obviate the
7 need for the parties to prepare a Joint Case Management Conference Statement and make their
8 Rule 26 disclosures.

9 Second, while Plaintiffs report that certain Defendants have been served, no Defendant
10 other than FDIC-Receiver has appeared to date. Additionally, FDIC-Receiver has advised
11 Plaintiffs that the note that is the subject of this action was acquired by OneWest Bank Group
12 LLC, which is not named as a party to this action. Under the circumstances, without the
13 participation of the other Defendants, without the joinder of OneWest Bank Group LLC, and
14 with what FDIC-Receiver believes will be its imminent departure of the case, holding a Case
15 Management Conference on August 16, 2010 does not appear to be a productive endeavor.

16 IT IS SO STIPULATED.

17 Dated: 7/26, 2010

LAW OFFICE OF UY AND HENRIOULLE

18
19 By: 

20 RONALD UY
21 STEVAN J. HENRIOULLE
22 Attorneys for Plaintiffs JON JON MANUEL
and MARIA VICTOR MANUEL

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STIPULATION AND [PROPOSED] ORDER
CONTINUING CASE MANAGEMENT CONFERENCE

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Dated: July 26, 2010

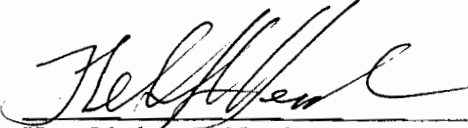
BURNHAM BROWN

By: 
DAVID H. WATERS
JACK W. SCHWARTZ JR.
Attorneys for Defendant Federal Deposit
Insurance Corporation as Receiver of
INDYMAC BANK, FSB

ORDER

IT IS HEREBY ORDERED that the Case Management Conference in this case be continued from August 16, 2010, to September 20, 2010, at 1:30 p.m., in Courtroom 12 of this Court.

Dated: 7/26/10


Hon. Thelton E. Henderson
United States District Court Judge