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United States District Court  
For the Northern District of California

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

EVELIO SERRANO,

Plaintiff,

v.

INDYMAC FEDERAL BANK, FSB, et al.,

Defendants.

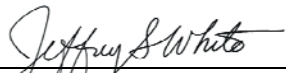
No. C 10-03522 JSW

**ORDER SETTING BRIEFING  
SCHEDULE ON "SUBSTITUTION  
OF FEDERAL DEPOSIT  
INSURANCE CORPORATION AS  
RECEIVER FOR INDYMAC  
FEDERAL BANK, FSB AND  
REQUEST FOR STAY"**

On September 23, 2010, the Federal Deposit Insurance Corporation ("FDIC"), filed a request to be substituted in for Defendant Indymac Federal Bank, FSB and requested a 90 day stay pursuant to 12 U.S.C. 1821(d)(12)(A). The motion is not the proper subject of a motion for administrative relief, and the FDIC did not notice the motion for a hearing. It is **HEREBY ORDERED** that Plaintiff shall file a response setting forth an opposition to the FDIC's request or a statement of non-opposition by no later than October 8, 2010. If Plaintiff opposes the request, the FDIC may file a reply by no later than October 15, 2010. Unless the Court determines that a hearing is required, the Court shall decide the matter on the papers.

**IT IS SO ORDERED.**

Dated: September 28, 2010

  
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JEFFREY S. WHITE  
UNITED STATES DISTRICT JUDGE