

1 MARGARET A. KEANE (SBN 255378)
 mkeane@dl.com
 2 SEBASTIAN L. MILLER (SBN 265793)
 smiller@dl.com
 3 DEWEY & LEBOEUF LLP
 1950 University Avenue, Suite 500
 4 East Palo Alto, CA 94303
 Telephone: (650) 845-7000
 5 Facsimile: (650) 845-7333

6 *Attorneys for Defendants*
Commonwealth Land Title Insurance Corporation and
 7 *Lawyers Title Insurance Company*

8 **IN THE UNITED STATES DISTRICT COURT**
 9 **NORTHERN DISTRICT OF CALIFORNIA**
 10 **SAN FRANCISCO DIVISION**

11 VIVIAN R. HAYS, an individual; KENNETH)
 WOOD, an individual; ANGELA M. ARTHUR,)
 12 as Trustee of the Arthur Declaration of Trust,)
 dated December 29, 1988; LEAPIN EAGLE,)
 13 LLC, a New York limited liability company; and)
 all others similarly situated,)

14 Plaintiffs,)

15 vs.)

16 COMMONWEALTH LAND TITLE)
 INSURANCE COMPANY, a Nebraska)
 17 corporation; LAWYERS TITLE INSURANCE)
 CORPORATION, a Nebraska corporation; and)
 18 DOES 1 through 20,)

19 Defendants.)
 20)

Case No. 3:10-cv-05336-JSW

Hon. Jeffrey S. White

**STIPULATION AND [PROPOSED]
 ORDER CANCELLING CASE
 MANAGEMENT CONFERENCE
 SCHEDULED FOR MARCH 18, 2011**

Crtrm: 11, 19th Floor

21 WHEREAS, this action (“Complaint”) was filed on November 24, 2010;

22 WHEREAS, the Complaint was served on CT Corporation as statutory agent for Defendants
 23 Commonwealth Land Title Insurance Company and Lawyers Title Insurance Corporation
 24 (“Defendants”) on December 9, 2010;

25 WHEREAS, on February 2, 2011, the United States Judicial Panel on Multidistrict Litigation
 26 (“MDL Panel”) filed a Conditional Transfer Order (“CTO”) and Plaintiffs have stipulated to transfer
 27

1 and consolidation to the United States District Court for the District of South Carolina
2 (“Consolidated Court”), as set forth in the CTO;

3 WHEREAS, on February 8, 2011, this action was transferred from the Honorable Laurel
4 Beeler to the Honorable Jeffrey S. White;

5 WHEREAS, on February 8, 2011, the Honorable Judge White issued an Order setting the
6 Case Management Conference in this action for March 18, 2011, at 1:30 p.m. (“Scheduled CMC”);

7 WHEREAS, on February 16, 2011, the Honorable Judge White granted the parties’ Proposed
8 Order Extending Defendants’ Time to File a Pleading Responsive to Plaintiffs’ Complaint;

9 WHEREAS, the parties understand that this action will likely be transferred to the
10 Consolidated Court prior to Defendants’ deadline to file a responsive pleading to the Complaint;

11 WHEREAS, consistent with the goals of efficiency, coordination, and judicial economy that
12 underlie transfer orders by the MDL Panel, the parties also understand that once this action is
13 transferred to the Consolidated Court, the Consolidated Court may wish to hold a Case Management
14 Conference and establish a discovery schedule that coordinates this action with other related matters
15 that have also been transferred to the Consolidated Court; and

16 NOW THEREFORE, the undersigned parties through their respective counsel stipulate to
17 cancel the Scheduled CMC in order to permit the Consolidated Court to schedule a Case
18 Management Conference once this action is transferred to the United States District Court for the
19 District of South Carolina.

20 This stipulation may be executed in counterparts, including by signature transmitted by
21 facsimile.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Dated: March 8, 2011

Respectfully Submitted,
DEWEY & LEBOEUF LLP

By: /s/ Margaret A. Keane
Margaret A. Keane (SBN 255378)
Sebastian L. Miller (SBN 265793)

*Attorneys for Defendants
Commonwealth Land Title Insurance Company and
Lawyers Title Insurance Corporation*

Dated: March 8, 2011

HOLLISTER & BRACE, APC

By: /s/ Robert L. Brace
Robert L. Brace
Michael P. Denver

FOLEY BEZEK BEHLE & CURTIS, LLP

By: /s/ Thomas G. Foley, Jr.
Thomas G. Foley, Jr.
Justin P. Karczag

Attorneys for Plaintiffs

IT IS SO ORDERED:

DATE: March 8, 2011



HONORABLE JEFFREY S. WHITE
UNITED STATES DISTRICT COURT JUDGE

