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9 Attorney for Plaintiff MARIE GAUDIN,  
 10 for herself and persons similarly situated

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 12  
 13 UNITED STATES DISTRICT COURT  
 14 NORTHERN DISTRICT OF CALIFORNIA

15 MARIE GAUDIN, individually, and on behalf ) of others similarly situated, ) 16 Plaintiff, ) 17 v. ) 18 SAXON MORTGAGE SERVICES, INC. a ) 19 Texas corporation, ) Defendant. ) 20 21 22 23 24 25 26 27 28	Case No. CV 11-1663(RS) ) ) <b><u>CLASS ACTION</u></b> ) ) STIPULATION AND ( <del>PROPOSED</del> ) ) ORDER CONTINUING HEARING DATE ) ON MOTION TO DISMISS, INITIAL ) CASE MANAGEMENT CONFERENCE, ) AND RELATED DEADLINES ) ) <b>Current Date: June 30, 2011</b> ) ) <b>Current Time: 1:30 p.m.</b> )
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1 WHEREAS,

2 1. This action was filed on April 6, 2011.

3 2. On May 3, 2011, this action was assigned to the Hon. Richard Seeborg, with an  
4 Initial Case Management Conference set for July 14, 2011, and related pre-conference deadlines.

5 3. The parties agreed to extend Defendant's time to respond to the complaint from  
6 May 12, 2011 to May 20, 2011.

7 4. On May 20, 2011, Defendant filed a motion to dismiss with a hearing date set for  
8 June 30, 2011.

9 5. Plaintiff's counsel have conflicts with the hearing date and resulting briefing  
10 schedule, and have requested a three week continuance of the hearing date and briefing schedule.

11 6. Defendant has agreed to a continuance of the hearing date, and to extend  
12 Plaintiff's time to respond to Defendant's motion to dismiss from June 9, 2011 to June 30, 2011.

13 7. The Initial Case Management Conference should be continued as well so that it  
14 occurs after the hearing on the Motion to Dismiss.

15 THEREFORE, the parties hereby stipulate and jointly request an order as follows:

16 1. That the hearing on the Motion To Dismiss be continued for three weeks, from  
17 June 30, 2011 to July 21, 2011 (or thereafter according to the Court's calendar), with the briefing  
18 schedule for the Motion To Dismiss to be based on the new hearing date.

19 2. That the Initial Case Management Conference be continued for two weeks, from  
20 August 25, 2011  
21 June 14, 2011 to July 28, 2011 (or thereafter according to the Court's calendar), with all  
22 associated deadlines continued accordingly.

23 IT IS SO STIPULATED

24 DATE: June 1, 2011

JENKINS MULLIGAN & GABRIEL LLP  
LAW OFFICE OF PETER FREDMAN

25 By: /s/ Peter Fredman

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27 PETER FREDMAN,  
Attorneys for Plaintiff,  
28 MARIE GAUDIN

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DATE: June 1, 2011

SEVERSON & WERSON  
BINGHAM MCCUTCHEN LLP

By: /s/ Regina J. McClendon

Attorneys for Defendant,  
SAXON MORTGAGE SERVICES,  
INC.

IT IS SO ORDERED

1. The hearing on the Motion to Dismiss is continued to July 21, 2011 at 1:30 p.m.
2. The Initial Case Management Conference is continued to August 25, 2011 at 10:00 a.m.
3. All associated deadlines are continued accordingly.

Dated: 6/1/11



Hon. Richard Seeborg  
United States District Court Judge