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 13 **UNITED STATES DISTRICT COURT**  
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 15 **NORTHERN DISTRICT OF CALIFORNIA**

16 SARIQUE, ELGIN AND DAISY, individuals,  
 17  
 Plaintiffs,  
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 v.  
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 20 BANK OF AMERICA, N.A. (A.K.A. BANK  
 OF AMERICA HOME LOANS), a  
 Corporation, NATIONAL BANK  
 21 ASSOCIATION, a Corporation; PRLAP  
 INC., a Corporation; and DOES 1 through 50,  
 22 inclusive,  
 23  
 Defendants.

Case No. 3:11-cv-03641-JCS  
**HON. JOSEPH C. SPERO**  
**JOINT STIPULATION RESCHEDULING  
 CASE MANAGEMENT CONFERENCE;  
 [PROPOSED] ORDER**  
**[L.R. 6-1(a)]**

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**STIPULATION**

Defendants Bank of America, N.A. and PRLAP, Inc. (“Defendants”), and Plaintiffs Elgin Sarique and Daisy Sarique (“Plaintiffs”), by and through their counsel of record, hereby stipulate and agree as follows:

1. Defendants Bank of America, N.A. and PRLAP, Inc. removed this matter from Santa Clara County Superior Court on July 25, 2011.
2. The parties previously stipulated to three extensions for Defendants to respond to the Complaint 15 days to August 16, 2011 and then 60 days to October 17, 2011 and then again to January 18, 2012.
3. The parties then stipulated for Defendants to respond to the Complaint no later than April 12, 2012.
4. A Case Management Conference is scheduled for January 27, 2012.
5. The parties agree that a Case Management Conference on this date would be premature in light of current settlement discussions and the fact that Defendants have not yet responded to the Complaint.
6. The parties agree to continue the Case Management Conference to a date after April 12, 2012, the deadline for Defendants to respond to the Complaint.
7. The parties believe that the later case management conference will prevent unnecessary consumption of expense and time to both the parties and judicial resources.
8. The stipulation will not result in prejudice to any party and its impact on judicial proceedings is not expected to be significant.
9. Nothing in this stipulation shall constitute a waiver of any arguments or defenses that Defendants or Plaintiffs may wish to assert in their pleadings, all of which are expressly reserved.

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**IT IS SO STIPULATED.**

Dated: January 17, 2012

**LAW OFFICES OF KENNETH GRAHAM**

*Ekaterina Kashchinsky  
for Kenneth R. Graham*

By: /s/ Kenneth R. Graham

Kenneth R. Graham

Attorney for Plaintiffs

ELGIN SARIQUE and DAISY SARIQUE

Dated: January 17, 2012

**BRYAN CAVE LLP**

C. Scott Green

Andrea M. Hicks

Edward Chung

By: /s/ Edward Chung

Edward Chung

Attorneys for Defendants

BANK OF AMERICA, N.A. and PRLAP, INC.

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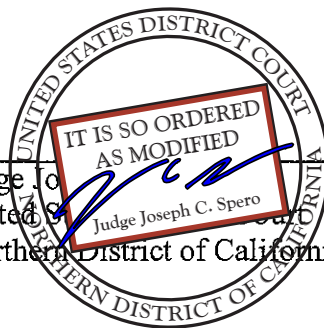
~~PROPOSED~~ ORDER

Having reviewed the stipulation of Plaintiffs ELGIN SARIQUE and DAISY SARIQUE and Defendants BANK OF AMERICA, N.A. and PRLAP, INC. and good cause appearing,

**IT IS HEREBY ORDERED** that the Case Management Conference is rescheduled to April 27, 2012, at 1:30 p.m. Updated joint case management conference statement due by April 20, 2012.

Dated: 1/20/12

Judge of  
United States  
Northern District of California



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