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 WELLS FARGO BANK, N.A.



8 UNITED STATES DISTRICT COURT
 9 NORTHERN DISTRICT OF CALIFORNIA

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EDUARDO BERNARDINO and ANA BERNARDINO,

Plaintiffs,

vs.

WELLS FARGO BANK, N.A.; FIRST AMERICAN LOANSTAR TRUSTEE SERVICES, a Business Entity, form unknown; KONDAUR CAPITAL CORPORATION, a Delaware Corporation; MICHAEL GLICKMAN, an individual; JENNIFER GLICKMAN, an individual; JOHANNES M. MULDER, an individual; TRUE COMPASS, LLC, a Business Entity, form unknown; FCI LENDER SERVICES, INC., a Business Entity, form unknown; and DOES 1 through 50, inclusive

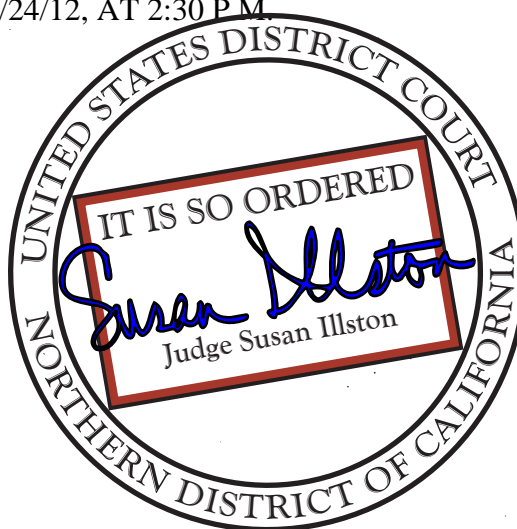
Defendants.

Case No. 3:11-CV-03738-SI

DEFENDANT'S REQUEST TO CONTINUE INITIAL CASE MANAGEMENT CONFERENCE

Date: January 13, 2012
 Time: 2:30 p.m.
 Courtroom: 10, 19th Floor
 Judge: Hon. Susan Illston

THE CASE MANAGEMENT CONFERENCE IS CONTINUED TO 2/24/12, AT 2:30 P.M.



1 Defendant Wells Fargo Bank, N.A. ("Defendant") respectfully request that this Court
2 continue the Initial Case Management Conference now set for January 13, 2012, and all
3 associated deadlines. Defendant request this continuance as result of the Court's ruling on
4 October 27, 2011 granting Defendant's Motion to Dismiss with leave to amend.

5 Pursuant to that order, Plaintiffs had until November 18, 2011 to file an amended
6 complaint. Plaintiffs did so and Defendant filed a Motion to Dismiss the first amended
7 complaint. That motion is now set to be heard on January 27, 2012. As Defendant's dispositive
8 motion has not yet been heard on the merits, the deadlines associated with the Initial Case
9 Management Conference, and the Initial Case Management Conference itself, are premature.

10 Accordingly, Defendant respectfully requests that this Court continue the Initial Case
11 Management Conference to a future date to first allow Defendant a hearing on its Motion to
12 Dismiss.

13 DATED: January 3, 2012

SEVERSON & WERSON
A Professional Corporation

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16 By: /s/ Brian S. Whittemore
BRIAN S. WHITTEMORE

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18 Attorneys for Defendants
WELLS FARGO BANK, N.A.
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1 CERTIFICATE OF SERVICE

2 I, the undersigned, declare that I am over the age of 18 and am not a party to this action. I
3 am employed in the City of San Francisco, California; my business address is Severson &
Werson, One Embarcadero Center, Suite 2600, San Francisco, CA 94111.

4 On the date below I served a copy, with all exhibits, of the following document(s):

5 **DEFENDANT'S REQUEST TO CONTINUE INITIAL CASE MANAGEMENT**
6 **CONFERENCE**

7 on all interested parties in said case addressed as follows:

8 Eduardo Bernardino
9 Ana Bernardino
68 E. Moltke Street
Daly City, CA 94014

Plaintiffs in Pro Per
Telephone: (650) 534-6239

10 James J. Ramos, Esq.
11 Wright Finlay & Zak, LLP
4665 MacArthur Court, Suite 280
12 Newport Beach, CA 92660

Attorneys for Defendant Kondaur Capital
Corporation
Telephone: (949) 477-5050
Facsimile: (949) 477-9200

13 **(BY MAIL)** By placing the envelope for collection and mailing following our ordinary
14 business practices. I am readily familiar with the firm's practice of collecting and processing
15 correspondence for mailing. On the same day that correspondence is placed for collection and
mailing, it is deposited in the ordinary course of business with the United States Postal Service in
San Francisco, California in sealed envelopes with postage fully prepaid.

16 **(BY ELECTRONIC SERVICE)** Pursuant to CM/ECF System, registration as a CM/ECF
17 user constitutes consent to electronic service through the Court's transmission facilities. The
Court's CM/ECF system sends an e-mail notification of the filing to the parties and counsel of
record listed above who are registered with the Court's EC/ECF system.

18 I declare under penalty of perjury under the laws of the United States of America that the
19 foregoing is true and correct. I declare that I am employed in the office of a member of the Bar of
this Court at whose direction the service was made. This declaration is executed in San
20 Francisco, California, on January 3, 2012.

21 
Stephanie Young