

1 Matthew G. Ball (SBN No. 208881)
 2 matthew.ball@klgates.com
 3 Megan F. Cesare-Eastman (SBN No. 253845)
 4 megan.cesare-eastman@klgates.com
 5 **K&L GATES LLP**
 6 Four Embarcadero Center, Suite 1200
 7 San Francisco, CA 94111
 8 Tel.: (415) 882-8200
 9 Fax: (415) 882-8220

10 Irene C. Freidel (*pro hac vice*)
 11 irene.freidel@klgates.com
 12 Jennifer J. Nagle (*pro hac vice*)
 13 jennifer.nagle@klgates.com
 14 **K&L GATES LLP**
 15 State Street Financial Center
 16 One Lincoln Street
 17 Boston, MA 02111
 18 Tel: (617) 261-3100
 19 Fax: (617) 261-3175

Attorneys for Defendant Wells Fargo Bank, N.A.

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

18 VICKI AND RICHARD SUTCLIFFE,
 19 MICHAEL ENNEKING, on behalf of
 20 themselves and all others similarly situated,

Plaintiffs,

v.

22 WELLS FARGO BANK, N.A., a national
 23 bank, for itself and d/b/a WELLS FARGO
 24 HOME MORTGAGE, a division of Wells
 25 Fargo Bank, N.A.; and DOES 1-100,
 26 inclusive.

Defendants.

Case No. C 11-06595 JCS

**STIPULATION AND PROPOSED
 ORDER BETWEEN DEFENDANT
 WELLS FARGO BANK, N.A. AND
 PLAINTIFFS VICKI AND RICHARD
 SUTCLIFFE AND MICHAEL
 ENNEKING TO ENLARGE
 DEADLINE FOR WELLS FARGO
 BANK, N.A. TO RESPOND TO THE
 FIRST AMENDED CLASS ACTION
 COMPLAINT**

Judge: Magistrate Judge Joseph C. Spero
 First Amended Complaint: June 8, 2012
 Trial Date: None Set

1 TO THE HONORABLE JOSEPH C. SPERO, UNITED STATES MAGISTRATE
2 JUDGE, PLAINTIFFS VICKI AND RICHARD SUTCLIFFE AND MICHAEL ENNEKING,
3 THEIR COUNSEL OF RECORD, AND ALL OTHER INTERESTED PARTIES:

4 PLEASE TAKE NOTICE that pursuant to Civ. L.R. 6-1(b), 6-2, and 7-12, plaintiffs,
5 Vicki and Richard Sutcliffe and Michael Enneking (“plaintiffs”), and defendant Wells Fargo
6 Bank, N.A. (“Wells Fargo”) (collectively, the “Parties”), by and through their respective counsel,
7 stipulate and agree as follows:

8 WHEREAS, plaintiffs filed a First Amended Class Action Complaint (“First Amended
9 Complaint”) on June 8, 2012; and

10 WHEREAS, Wells Fargo’s response to the First Amended Complaint is currently due on
11 or before Monday, June 25, 2012; and

12 WHEREAS, plaintiffs are currently considering seeking leave to further amend their
13 complaint and, to the extent they determine to pursue such amendment at this time, plan to file a
14 motion for leave to amend with the Court on or before Monday, July 16, 2012; and

15 WHEREAS, counsel for the Parties have conferred and agree that, to the extent that no
16 such motion is filed by plaintiffs, Wells Fargo’s deadline to respond to the First Amended
17 Complaint should be extended to Monday, July 30, 2012;¹ and

18 WHEREAS, the Parties agree that neither party will be prejudiced by the agreed upon
19 dates set forth herein; and

20 WHEREAS, nothing agreed upon herein affects the date of any event or deadline already
21 fixed by the Court in this matter.

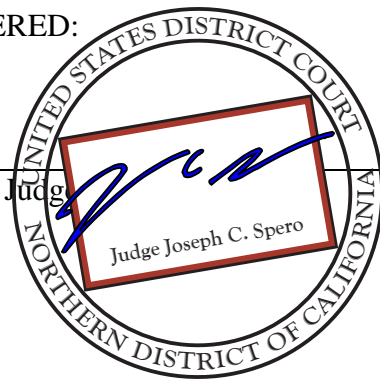
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28 ¹ To the extent plaintiffs do file a motion for leave to amend, the Parties agree that the
briefing schedule on such a motion will be governed by the applicable Federal and Local Rules.

1 IT IS HEREBY STIPULATED AND AGREED by the Parties that, to the extent that
2 plaintiffs do not file a motion for leave to file a further amended complaint on or before Monday,
3 July 16, 2012, defendant Wells Fargo Bank, N.A. will respond to the First Amended Complaint
4 on or before Monday, July 30, 2012.

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9 PURSUANT TO STIPULATION, IT IS SO ORDERED:

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11 Dated: June 25, 2012

12 Magistrate Judge



1 Respectfully submitted,
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3 VICKI AND RICHARD SUTCLIFFE,
4 MICHEAL ENNEKING,

5 By their attorneys,
6

7 /s/ Derek Y. Brandt (w/permission)

8 **SIMMONS BROWDER GIANARIS**
9 **ANGELIDES & BARNERD LLC**

10 Deborah Rosenthal (SBN 184241)
11 drosenthal@simmonsfirm.com
12 455 Market Street, Suite 1150
13 San Francisco, California 94105
14 Phone: (415) 536-3986
15 Fax: (415) 537 - 4120

16 **HANLY CONROY BIERSTEIN**
17 **SHERIDAN FISHER & HAYES LLP**

18 Paul J. Hanly, Jr.*
19 phanly@hanlyconroy.com
20 Jayne Conroy*
21 jconroy@hanlyconroy.com
22 Mitchell M. Breit*
23 mbreit@hanlyconroy.com
24 Andrea Bierstein (*pro hac vice*)
25 abierstein@hanlyconroy.com
26 112 Madison Avenue - 7th Floor
27 New York, NY 10016-7416
28 Tel: (212) 784-6401
Fax: (212) 784-6420

GIBBON, BARRON, & BARRON PLLC

Bradford D. Barron (*pro hac vice*)
bbarron@gbbfirm.com
Zachary T. Barron (*pro hac vice*)
zbarron@gbbfirm.com
20 East 5th Street, Suite 1000
Tulsa, OK 74103
Tel: (918) 745-0687
Fax: (918) 745-0821

WELLS FARGO BANK, N.A.,

By its attorneys,

/s/ Irene C. Freidel

K&L GATES LLP

Matthew G. Ball
matthew.ball@klgates.com
Megan F. Cesare-Eastman
megan.cesare-eastman@klgates.com

Irene C. Freidel (*pro hac vice*)
irene.freidel@klgates.com
Jennifer J. Nagle (*pro hac vice*)
jennifer.nagle@klgates.com

1 **SIMMONS BROWDER GIANARIS**
2 **ANGELIDES & BARNERD LLC**

3 Derek Yeats Brandt (*pro hac vice*)
4 dbrandt@simmonsfirm.com
5 Emily J. Kirk (*pro hac vice*)
6 ekirk@simmonsfirm.com
7 Anna M. Kohut (*pro hac vice*)
8 akohut@simmonsfirm.com
9 One Court Street
10 Alton, IL 62002
11 Tel: 618-259-6357
12 Fax: 618-259-2251

13 **MCCALLUM METHVIN & TERRELL,**
14 **PC**

15 James Michael Terrell (*pro hac vice*)
16 jterrell@mmlaw.net
17 2201 Arlington Avenue South
18 Birmingham, AL 35205
19 Tel: 205-939-0199
20 Fax: 205-939-0399

21 **pro hac vice to be filed*

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I, IRENE C. FREIDEL, am the ECF User whose ID and password are being used to file
this document, and in compliance with General Order No. 45, X.B., hereby attest that all
signatories concur with this filing.

/s/ Irene C. Freidel