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11 Attorneys for Defendants  
 12 OneWest Bank, FSB (erroneously also sued as IndyMac  
 13 Mortgage Services) and Deutsche Bank National Trust  
 14 Company, as Trustee

15 UNITED STATES DISTRICT COURT  
 16 NORTHERN DISTRICT OF CALIFORNIA

17 DARRELL MCDONALD, FLORA  
 18 MCDONALD,

19 Plaintiffs,

20 v.

21 INDYMAC MORTGAGE SERVICES; NDEX  
 22 WEST, L.L.C.; ONEWEST BANK, F.S.B.;  
 23 DEUTSCHE BANK NATIONAL TRUST  
 24 COMPANY; WELLS FARGO BANK, N.A.;  
 25 ALL PERSONS KNOWN, CLAIMING ANY  
 26 LEGAL OR EQUITABLE RIGHT, TITLE,  
 27 ESTATE, LIEN, OR INTEREST IN THE  
 28 PROPERTY DESCRIBED IN THE  
 COMPLAINT ADVERSE TO PLAINTIFFS'  
 TITLE OR ANY CLOUD ON THAT TITLE  
 and DOES 1 THROUGH 10,

Defendants.

Case No. 3:12-cv-04610-MMC  
 ORDER DENYING AS MOOT  
 MOTION TO APPEAR BY TELEPHONE ON  
 MOTION TO DISMISS THE SECOND  
 AMENDED COMPLAINT

Date: September 20, 2013  
 Time: 9:00 a.m.  
 Ctrm: 7  
 Judge: Maxine M. Chesney

Complaint Filed: September 4, 2012

29 Pursuant to Local Rule 16-10(a), counsel for Defendants OneWest Bank, FSB  
 30 ("OneWest") and Deutsche Bank National Trust Company, as Trustee of the IndyMac INDX  
 31 Mortgage Loan Trust 2005-AR16IP, Mortgage Pass-Through Certificates, Series 2005-AR16IP  
 32 Under the Pooling and Servicing Agreement Dated July 1, 2005 ("Deutsche Bank") hereby  
 33 requests permission to participate in the hearing on motion to dismiss second amended complaint

1 by telephone. The hearing is scheduled for September 20, 2013 at 9:00 a.m., in Courtroom 7  
2 before the Honorable Maxine M. Chesney.

3 This request is based upon the fact that the office of lead trial counsel for OneWest and  
4 Deutsche Bank is located in Los Angeles, California.

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6 Dated: September 11, 2013

ALLEN MATKINS LECK GAMBLE  
MALLORY & NATSIS LLP  
ANDREW E. MILLER  
SARINA SALUJA

9 By: /s/ Sarina Saluja

Sarina Saluja  
Attorneys for Defendants  
OneWest Bank, FSB (erroneously also sued  
as IndyMac Mortgage Services) and  
Deutsche Bank National Trust Company, as  
Trustee

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16 Dated: September 19, 2013



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25 \* Denied as moot in light of the Court's September 17,  
2013 order vacating the hearing.