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

DARRELL MCDONALD, FLORA  
MCDONALD,

Plaintiffs,

v.

INDYMAC MORTGAGE SERVICES;  
NDEX WEST, L.L.C; ONEWEST BANK,  
FSB; DEUTSCHE BANK NATIONAL  
TRUST, AS TRUSTEE OF THE  
INDYMAC INDX MORTGAGE LOAN  
TRUST 2005-AR16IP UNDER THE  
POOLING AND SERVICING  
AGREEMENT DATED JULY 1, 2005; and  
DOES 1 THROUGH 10,

Defendants.

Case No.: 3:12-CV-04610-MMC

**JOINT STIPULATION AND  
~~PROPOSED~~ ORDER TO EXTEND  
TIME TO RESPOND AND TO CONTINUE  
CASE MANAGEMENT CONFERENCE**

Date Action Filed: September 4, 2012  
Trial Date: Not Assigned

1 Plaintiffs Darrell McDonald and Flora McDonald (“Plaintiffs”) and Defendants OneWest  
2 Bank, FSB, Deutsche Bank National Trust Company, as Trustee, and NDeX West, LLC  
3 (collectively “Defendants”) hereby stipulate and agree to the following, subject to the Court’s  
4 approval:

5 **RECITALS**

- 6 1. WHEREAS, Defendants time to respond to the First Amended Complaint is  
7 currently January 27, 2014;
- 8 2. WHEREAS, new counsel for Defendants OneWest Bank, FSB and Deutsche Bank  
9 National Trust Company, as Trustee, will be substituted once said defendants execute the  
10 substitution of attorney;
- 11 3. WHEREAS, a case status conference is currently scheduled for March 7, 2014; and  
12 4. WHEREAS, the Parties wish to extend Defendants’ time to respond to the First  
13 Amended Complaint and also continue the case status conference.

14 **STIPULATION**

- 15 It is hereby agreed to and stipulated as follows, subject to the Court’s approval:
- 16 1. Defendants’ time to respond to the First Amended Complaint shall be extended  
17 until February 28, 2014; and
- 18 2. The case status conference shall be continued until April 11, 2014, or anytime  
19 thereafter that the Court deems proper; and
- 20 3. This stipulation shall not be deemed a waiver of any rights, remedies, or defenses  
21 that any party may later raise in this instant action.

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Date: 1/28/14

/s/ Sarina Saluja  
Sarina Saluja  
Attorney for Defendants  
ONEWEST BANK, FSB and DEUTSCHE  
BANK NATIONAL TRUST COMPANY, as  
Trustee

Date: 1/27/14

/s/ Darlene Hernandez  
Darlene Hernandez  
Attorney for Defendant  
NDeX West, LLC

Date: 1/27/14

Darrell McDonald  
Darrell McDonald  
Pro Se Plaintiff

Date: 1/27/14

Flora McDonald  
Flora McDonald  
Pro Se Plaintiff

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**PROPOSED ORDER**

The Court, having read the stipulation between the Parties, hereby orders:

1. Defendants' time to respond to the First Amended Complaint shall be extended until February 28, 2014; and

2. The case status conference shall be continued until April 11, 2014-, and the parties shall file no later than April 4, 2014 a Joint Case Management Statement.

January 29, 2014 \_\_\_\_\_  
Date

*Mafine M. Cheney*  
United States District Court Judge