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**UNITED STATES DISTRICT COURT**  
**NORTHERN DISTRICT OF CALIFORNIA — SAN FRANCISCO DIVISION**

DARRELL McDONALD, FLORA  
McDONALD,

Plaintiffs,

vs.

INDYMAC MORTGAGE SERVICES;  
NDEX WEST, LLC; ONEWEST BANK,  
FSB; DEUTSCHE BANK NATIONAL  
TRUST COMPANY; WELLS FARGO  
BANK, N.A.; ALL PERSONS UNKNOWN,  
CLAIMING ANY LEGAL OR EQUITABLE  
RIGHT, LIEN, OR INTEREST IN THE  
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

**JOINT STIPULATION AND ~~PROPOSED~~  
ORDER TO STAY PROCEEDINGS**

The Hon. Maxine M. Chesney

Action Filed: September 4, 2012

1 Plaintiffs Darrell McDonald and Flora McDonald (“Plaintiffs”) and Defendants OneWest  
2 Bank, N.A., (formerly known as OneWest Bank, FSB and erroneously sued as IndyMac Mortgage  
3 Services, which is a division of OneWest) (“OneWest”), Deutsche Bank National Trust  
4 Company, as Trustee of the IndyMac INDX Mortgage Loan Trust 2005-AR16IP, Mortgage Pass-  
5 Through Certificates, Series 2005-AR16IP Under the Pooling and Servicing Agreement Dated  
6 July 1, 2005 (“Deutsche Bank”), and NDeX West, LLC (“NDeX”) (collectively, “Defendants”)  
7 stipulate and agree as follows:

8 1. Plaintiffs have been approved for a trial period plan concerning the subject loan  
9 with payments required on October 1, 2014, November 1, 2014, and December 1, 2014. Plaintiffs  
10 have already made their October 1<sup>st</sup> payment.

11 2. The Parties believe that a loan modification will likely resolve this matter.

12 3. The Parties therefore request that this matter be stayed until February 27, 2015.

13 4. The Parties therefore request that the case status conference, scheduled for October  
14 31, 2014, be continued until February 27, 2015, or anytime that the Court deems proper.

15  
16 Date: October 8, 2014 By: /s/ Darrell McDonald  
Darrell McDonald  
17 Pro Se

18  
19 Date: October 8, 2014 By: /s/ Flora McDonald  
Flora McDonald  
20 Pro Se

21  
22 Date: October 8, 2014 **BRYAN CAVE, LLP**  
By: /s/ Dave Owens  
Dave Owens  
23 Attorney for Defendants  
24 OneWest Bank, NA and Deutsche Bank  
25 National Trust Company, as Trustee  
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Date: October 8, 2014

**BARRETT DAFFIN FRAPPIER TREDER  
& WEISS, LLP**

By: /s/ Darlene Hernandez

Darlene Hernandez

Attorney for Defendant

NDeX West, LLC

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**PROPOSED ORDER**

The Court, having read the above stipulation and good cause appearing therefor, **IT IS  
HEREBY ORDERED THAT:**

1. This matter shall be stayed until February 27, 2015.
2. Defendants' response to the Third Amended Complaint shall be due on March 6, 2015.
3. The case status conference, scheduled for October 31, 2014, is continued to February 27, 2015

IT IS SO ORDERED.

Date: October 10, 2014

  
United States District Judge