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7
 8 UNITED STATES DISTRICT COURT
 9 NORTHERN DISTRICT OF CALIFORNIA
 10 SAN FRANCISCO

12 ZARIKA SOMAYA,)	Case No. C 12-04926 CRB
)	
13 Plaintiff,)	<u>STIPULATION AND ORDER</u>
)	<u>SETTING BRIEFING SCHEDULE ON MOTION</u>
14 vs.)	<u>FOR SUMMARY JUDGMENT AND</u>
)	<u>CONTINUING TRIAL DATE</u>
15 BANK OF INDIA,)	Judge: Charles R. Breyer
)	
16 Defendant.)	Complaint Filed: July 30, 2012
)	Trial Date: May 12, 2014
)	
)	

20 WHEREAS Defendant Bank of India’s (“the Bank”) Motion for Summary
 21 Judgment, or, in the Alternative, Partial Summary Judgment (“Motion”) was heard on
 22 February 28, 2014;

23 WHEREAS on March 5, 2014, this Court issued an order granting in part and
 24 denying in part Defendant’s Motion (“Order”) (Dkt. 57); and

25 WHEREAS the Order denied without prejudice Defendant’s motion for partial
 26 summary judgment limiting Plaintiff’s damages to \$179,080 plus prejudgment interest, and
 27 invited the Bank to re-file the Motion with evidence showing that an FCNR account did not
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1 earn interest after maturity if it was not renewed by the account holder (Dkt. 57 at 17:19-
2 22);

3 WHEREAS the trial date in this matter is currently scheduled for May 12, 2014;

4 WHEREAS the parties agree that the outcome of Defendant's re-filed Motion, or
5 any Motion for Reconsideration pertaining to the Order, may affect the issues to be tried;

6 THE PARTIES HEREBY STIPULATE to the proposed dates listed below, or as
7 soon thereafter as is convenient for the Court:

Event	Existing Dates	Proposed New Dates
Deadline for filing Motion for Summary Judgment or Motion for Reconsideration	N/A	April 4, 2014
Deadline for filing Opposition to re-filed Motion for Summary Judgment or Motion for Reconsideration	N/A	April 18, 2014
Hearing on re-filed Motion for Summary Judgment or Motion for Reconsideration	N/A	April 25, 2014
Trial	May 12, 2014	June

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ATTESTATION

I HEREBY ATTEST THAT, PURSUANT TO Local Rule 5-1(i)(3) concurrence in the filing of the document has been obtained from the other Signatory for the conformed signature (“/s/”) within this electronically-filed document.

DATED: March 14, 2014

PILLSBURY WINTHROP SHAW
PITTMAN LLP

By: /s/ Michael J. Kass
MICHAEL J. KASS (SBN 148822)

Attorneys for Defendant
BANK OF INDIA

