

1 Daniel K. Calisher (State Bar No. 181821)
 calisher@fostergraham.com
 2 David S. Canter (State Bar No. 144289)
 dcanter@fostergraham.com
 3 FOSTER GRAHAM MILSTEIN & CALISHER LLP
 360 South Garfield Street, 6th Floor
 4 Denver, Colorado 80209
 Telephone: 303-333-9810
 5 Facsimile: 303-333-9786

6 Attorneys for Plaintiff
 LEHMAN BROTHERS HOLDINGS, INC.

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

10 LEHMAN BROTHERS HOLDINGS,
 INC.

CASE NO. 12-5132 MEJ

11 Plaintiff,

12 vs.

13 MASON McDUFFIE MORTGAGE
 CORPORATION

14 Defendant.

**STIPULATED REQUEST FOR
 ORDER CHANGING TIME
 (HEARING AND BRIEFING
 SCHEDULE ON DEFENDANT'S
 MOTION TO DISMISS
 COMPLAINT)**

Hearing Date: December 6, 2012

Hearing Time: 10:00 a.m.

New Hearing Date: January 24, 2013

New Hearing Time: 10:00 a.m.

20 Plaintiff, Lehman Brothers Holdings, Inc. ("LBHI"), and Defendant, Mason
 21 McDuffie Mortgage Corporation ("Mason"), by their respective undersigned
 22 counsels and pursuant to Fed. R. Civ. P. 6 and L.R. 6-2, hereby stipulate and
 23 request an order changing the time for hearing on Mason's motion to dismiss
 24 LBHI's complaint and associated briefing schedule, as follows:
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1 **PROOF OF SERVICE**

2 **STATE OF COLORADO, CITY & COUNTY OF DENVER**

3 I am employed in the aforesaid county, State of Colorado; I am over the age
4 of 18 years old and not a party to the within action, my business address is 621
Seventeenth Street, 19th Floor, Denver, Colorado 80293.

5 On the below date, I served a copy of the **STIPULATED REQUEST FOR**
6 **ORDER CHANGING TIME (HEARING AND BRIEFING SCHEDULE ON**
7 **DEFENDANT’S MOTION TO DISMISS COMPLAINT)** as follows:

8 James W. Brody
9 American Mortgage Law Group, P.C.
10 75 Rowland Way, Suite 350
11 Novato, California 94945
12 Attorneys for Defendant Mason McDuffie Mortgage Corporation

13 **(BY MAIL)**

14 I deposited such envelope in the mail at Denver, Colorado. The envelope
15 was mailed with postage thereof fully prepaid.

16 I am readily familiar with the business practice of my place of employment
17 in respect to the collection and processing of correspondence, pleadings and notices
18 for mailing with the United States Postal Service. The foregoing sealed envelope
19 was placed for collection and mailing this date consistent with the ordinary business
20 practice of my place of employment, so that it will be picked up this date with
21 postage thereon fully prepaid at Denver, Colorado, in the ordinary course of such
22 business.

23 **X (BY ELECTRONIC SERVICE VIA CM/ECF SYSTEM)**

24 In accordance with the electronic filing procedures of this Court, service has
25 been effected on the aforesaid party above, whose counsel of record is a registered
26 participant of CM/ECF, via electronic service through the CM/ECF system

27 **(BY ELECTRONIC MAIL)**

28 On the below date prior to 5:00 p.m., PST, I transmitted the foregoing
document(s) by electronic mail, and the transmission was reported as complete and
without error. A true and correct copy of the electronic transmission is attached to
this declaration. This method was made pursuant to the agreement of counsel.

(BY FACSIMILE)

One the below date, I transmitted the foregoing document(s) by facsimile
sending number. Pursuant to Rule 2.306(3)(4), I caused the machine to print a
transmission record of the transmission.

(BY FEDERAL EXPRESS)

I am readily familiar with the business practice of my place of employment
in respect to the collection and proceeding of correspondence, pleadings and notices
for delivery by Federal Express. Under the practice it would be deposited with
Federal Express on the same date with postage thereon fully prepared at Denver,

1 Colorado in the ordinary course of business. I am aware that on motion of the party
2 service, service is presumed invalid if delivery by Federal Express is more than one
3 day after the date of deposit with Federal Express. Executed on the below date, at
4 Denver, Colorado.

5 **(BY PERSONAL SERVICE)**

6 I caused to be delivered such envelope by hand to the addressee noted above.
7 Executed on the below date at Denver, Colorado.

8 **X (FEDERAL)**

9 I declare under penalty of perjury that the foregoing is true and correct, and
10 that I am employed at the office of a member of the bar of this Court at whose
11 direction the service was made.

12 Executed on November 14, 2012, at Denver, Colorado.

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s/ Daniel K. Calisher