

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

United States District Court
For the Northern District of California

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

RICKY AND LORRAINE PITRE,
Plaintiffs,

No. C 13-00552 WHA

v.

WELLS FARGO BANK, N.A.
MORTGAGE SERVICER; ALSO
KNOWN AS ASC (AMERICA'S
SERVICING COMPANY);
NORTHWEST TRUSTEE SERVICES,
Defendants.

**THIRD ORDER HOLDING
MOTION FOR LEAVE TO FILE
AMENDED COMPLAINT
IN ABEYANCE AND SETTING
FURTHER HEARING DATE**

Plaintiffs' motion for leave to file an amended complaint has been held in abeyance pending further proceedings. A hearing was set for August 22 to discuss plaintiffs' loan modification request. Defendant Wells Fargo Bank, N.A. has filed a request to vacate the August 22 hearing and to require the parties to jointly file a status update on the progress of the loan modification review. Defendant states that it has received all necessary documents from plaintiffs.


The hearing on August 22 is hereby **VACATED**. The parties must file a joint status update by **AUGUST 30 AT NOON**. A further hearing is set for **SEPTEMBER 5 AT 11A.M.** As set forth in prior orders (Dkt. No. 46), Wells Fargo must produce a Wells Fargo officer knowledgeable about

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Wells Fargo's loan modification process and the specific facts of plaintiffs' loan modification application(s) to be present and testify at the September 5 hearing.

IT IS SO ORDERED.

Dated: August 21, 2013.



WILLIAM ALSUP
UNITED STATES DISTRICT JUDGE