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 6 Attorneys for Defendant  
 SOUTHWEST BUSINESS CORPORATION

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

11 MARGO PERRYMAN, on behalf of herself  
 12 and others similarly situated,

13 Plaintiff,

14 vs.

15 LITTON LOAN SERVICING, LP; OCWEN  
 16 LOAN SERVICING LLC; SOUTHWEST  
 BUSINESS CORPORATION; AMERICAN  
 17 SECURITY INSURANCE COMPANY, and  
 DOES 1-100, inclusive

18 Defendants.

Case No. 3:14-cv-02261-JST

JOINT STIPULATION RE DEFENDANT  
 SOUTHWEST BUSINESS  
 CORPORATION'S RESPONSE TO  
 PLAINTIFF'S SECOND AMENDED  
 COMPLAINT

Date: TBD  
 Time: TBD  
 Judge: Hon. Jon S. Tigar  
 Courtroom: 9, 19<sup>th</sup> Floor

19 Pursuant to Civil L.R. 7-12, 6-1 (b), it is hereby stipulated by and between Southwest  
 20 Business Corporation ("SWBC") and plaintiff Margo Perryman ("Perryman") through their  
 21 respective attorneys, that:

22 WHEREAS, on February 26, 2015, pursuant to Fed. R. Civ. P. 12(b)(6), the Court  
 23 dismissed Perryman's First Amended Complaint as against SWBC, with leave to amend;

24 WHEREAS, on September 14, 2015, the Final Judgment was entered in *Lee v. Ocwen*  
 25 *Loan Servicing, LLC, Assurant Inc. and American Security Insurance Co.*, Case No. 0:14-60649-  
 26 JAL (S.D.Fla.) ("*Lee*"), which judgment enjoins Perryman from prosecuting her claims against  
 27 certain defendants in this action;

1 WHEREAS, Perryman has filed a Notice of Appeal in *Lee*, and filed her opening appellate  
2 brief in the 11<sup>th</sup> Circuit on December 23, 2015;

3 WHEREAS, on January 14, 2016 the United States District Court for the Southern District  
4 of New York preliminarily approved a class settlement in *Lyons et al. v. Litton Loan Servicing LP*  
5 *et al.*, Case No. 1:13-cv-00513 (S.D.N.Y.) (“*Lyons*”), which preliminary approval order enjoins  
6 Perryman from prosecuting her claims against certain defendants in this action;

7 WHEREAS, on January 15, 2016, Perryman filed a Second Amended Complaint (SAC),  
8 including claims against SWBC;

9 WHEREAS, SWBC intends to file a motion to stay this action as to SWBC pending final  
10 resolution of the settlement proceedings in *Lee* and *Lyons*;

11 WHEREAS, Perryman and SWBC agree that, SWBC’s time to respond to the SAC, should  
12 be extended until such date as the Court sets, if any, upon resolution of SWBC’s motion to stay;

13 NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED THAT, subject  
14 to the Court's approval:

- 15 • SWBC’s time to respond to the SAC shall be set by the Court upon resolution of SWBC’s  
16 motion to stay; and
- 17 • This will not alter the existing deadlines for other defendants in this action.

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19  
20  
21 SEEN AND AGREED:

22 Dated: January 28, 2016

LAW OFFICE OF SHERI L. KELLY

23 By: /s/Sheri L. Kelly

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*Attorney for Plaintiff*  
*Margo Perryman*

1 Dated: January 28, 2016

DILLINGHAM & MURPHY, LLP

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9 *Attorney for Defendant Southwest Business*  
10 *Corporation*

11 **FILER'S ATTESTATION**

12 The undersigned filer attests, pursuant to Civil L.R. 5-1(i)(3), that concurrence in the  
13 filing of the documents has been obtained from the other signatory to this document.

14 Dated: January 28, 2016

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19 Facsimile: 415) 397-3300  
20 *Attorney for Defendant Southwest Business*  
21 *Corporation*

1 ~~PROPOSED~~ ORDER

2 PURSUANT TO STIPULATION, IT IS SO ORDERED:

- 3 • SWBC's time to respond to the SAC shall be set by the Court upon resolution of SWBC's  
4 motion to stay; and  
5 • This will not alter the existing deadlines for other defendants in this action.

6 Dated: January 29, 2016

