| 1  | Matthew Mellen (SBN 233350)   |   |  |
|----|---|---|--|
| 2  | Sarah Shapero (SBN: 281748)<br>MELLEN LAW FIRM  |   |  |
| 3  | 411 Borel Avenue, Suite 230<br>San Mateo, California 94402<br>Telephone: (650) 638-0120 |   |  |
| 4  | Facsimile: (650) 638-0125   |   |  |
| 5  | Attorneys for Plaintiff,<br>FERNANDO MORALES  |   |  |
| 6  | I ERIVANDO MORALES  |   |  |
| 7  |   |   |  |
| 8  | UNITED STATES DISTRICT COURT  |   |  |
| 9  | FOR THE NORTHERN DISTRICT OF CALIFORNIA   |   |  |
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| 11 |   |   |  |
| 12 | FERNANDO MORALES, an individual,  | Case No.: 3:14-cv-03081-LB                                    |  |
| 13 | Plaintiff,  | NOTICE OF SETTLEMENT AND                                      |  |
| 14 | V.  | REQUEST TO VACATE ALL<br>UPCOMING DATES OR CONTINUE           |  |
| 15 | NATIONSTAR MORTGAGE, LLC; and Does 1  | THE CASE MANAGEMENT<br>CONFERENCE; P <del>ROPOSED</del> ORDER |  |
| 16 | through 100, inclusive,   |   |  |
| 17 | Defendants.   | Trial Date: July 25, 2016                                     |  |
| 18 |   |   |  |
| 19 | DECI  | AT S  |  |
| 20 | <b><u>RECITALS</u></b>  |   |  |
| 21 | Plaintiff FERNANDO MORALES ("Plaintiff"), and Defendant NATIONSTAR                      |   |  |
| 22 | MORTGAGE, LLC ("Defendant"), by and through their respective counsel of record, hereby  |   |  |
| 23 | stipulate and agree as follows:   | he above referenced action on July 8, 2014                    |  |
| 24 | 1. WHEREAS Plaintiff commenced the above-referenced action on July 8, 2014;             |   |  |
| 25 | 2. WHEREAS on October 29, 2015, the Parties agreed to a Settlement of this matter       |   |  |
| 26 | which would dispose of all causes of action at issue;                                   |   |  |
| 27 | 3. WHEREAS counsel for Defendant is currently drafting a formal, final settlement       |   |  |
| 28 | agreement and release of claims;  |   |  |
|    | NOTICE OF SETTLEMENT  |   |  |
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| 1        | 4. WHEREAS the parties agree that this matter will be completely settled and that                         |  |  |
|----------|---|--|--|
| 2        | the parties will file a Joint Stipulation to Dismiss this matter, with prejudice, in its entirety, within |  |  |
| 3        | the next 30 days;   |  |  |
| 4        | 5. NOW THEREFORE the parties request that all motion hearings and deadlines in                            |  |  |
| 5        | this matter be taken off calendar or, alternatively, that the Case Management Conference                  |  |  |
| 6        | scheduled for November 12, 2015 be continued until January 2016 to allow the Parties time to file         |  |  |
| 7        | a Joint Stipulation to Dismiss this matter.   |  |  |
| 8        | <b>STIPULATION</b>  |  |  |
| 9        | IT IS THEREFORE STIPULATION AND AGREED, by and among the Parties, and subject                             |  |  |
| 10       | to the approval of the Court, that:   |  |  |
| 11<br>12 | 1. All motion hearings and deadlines in this matter be taken off calendar or, alternatively,              |  |  |
| 12       | the Case Management Conference scheduled for November 12, 2015 be continued until                         |  |  |
| 13<br>14 | January 2016 to allow the Parties time to file a Joint Stipulation to Dismiss this matter.                |  |  |
| 14       |   |  |  |
| 15       |   |  |  |
| 17       | DATED: November 3, 2015   |  |  |
| 18       | DATED. November 5, 2015   |  |  |
| 19       | /s/ Sarah Shapero   |  |  |
| 20       | By: Sarah Shapero   |  |  |
| 21       |   |  |  |
| 22       | Attorneys for Plaintiff Fernando Morales  |  |  |
| 23       | DATED: November 3, 2015   |  |  |
| 24       |   |  |  |
| 25       | By: Megan E. Gruber   |  |  |
| 26       | Megan Gruber  |  |  |
| 27       | Attorneys for Defendant Nationstar Mortgage, LLC  |  |  |
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|          | 2   |  |  |
|          | NOTICE OF SETTLEMENT  |  |  |

| 1  | PROPOSED ORDER   |  |
|----|--|--|
| 2  | Having reviewed the above stipulation of the Parties and good cause appearing therefore, IT      |  |
| 3  | IS SO ORDERED.   |  |
| 4  | 1. All future hearings and deadlines in this matter are vacated. A further Case                  |  |
| 5  |  |  |
| 6  | Management Conference or Order to Show Cause regarding dismissal of this action is               |  |
| 7  | set for December 17, 2015 at 11:00 a.m. A Joint Case Management Statement due December 10, 2015. |  |
| 8  | 1 R  |  |
| 9  | DATED: November 4, 2015  |  |
| 10 | HONORABLE LAUREL BEELER<br>UNITED STATES DISTRICT COURT JUDGE                                    |  |
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|    | 3<br>NOTICE OF SETTLEMENT  |  |
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