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 10 MORGAN STANLEY PRIVATE BANK, N.A.

11  
 12 UNITED STATES DISTRICT COURT  
 13 NORTHERN DISTRICT OF CALIFORNIA

14  
 15 BONNIE LYNNE STROMBERG, on behalf of  
 herself and all others similarly situated

16 Plaintiff,

17 v.

18 OCWEN LOAN SERVICING, LLC, MORGAN  
 19 STANLEY PRIVATE BANK, N.A., RBS  
 CITIZENS, N.A., DOE DEFENDANTS 1-50,

20 Defendants.  
 21

No.: 3:15-cv-04719-JST

**STIPULATION FOR COUNSEL FOR  
 MORGAN STANLEY PRIVATE BANK,  
 N.A. TO APPEAR TELEPHONICALLY  
 AT MARCH 15, 2018 HEARING**

22 Pursuant to Civil Local Rule 7-12, and this Court's Standing Order for All Civil Cases,  
 23 Defendant Morgan Stanley Private Bank, N.A. ("MSPBNA"), with the consent of all other  
 24 parties in this action, hereby submit this stipulation and request for an order allowing counsel for  
 25 MSPBNA to appear telephonically at the hearing scheduled for March 15, 2018 at 2:00 p.m.  
 26 regarding Plaintiff Bonnie Lynne Stromberg's Motion for Additional Discovery Pursuant to Fed.  
 27 R. Civ. P. 56(d) (ECF No. 169) ("Plaintiff's Motion").  
 28

1 WHEREAS, on March 1, 2018 the Court vacated the hearing regarding Plaintiff's Motion  
2 previously scheduled for March 15, 2018, finding that the matter was "suitable for disposition  
3 without oral argument." (ECF No. 186)

4 WHEREAS, on March 13, 2018, the parties were informed that the Court would now like  
5 to hear argument on Plaintiff's Motion.

6 WHEREAS, upon hearing the availability of the parties, the Court subsequently re-  
7 scheduled the hearing on Plaintiff's Motion for March 15, 2018 at 2:00 p.m. (ECF No. 195)

8 WHEREAS, it was not possible to make a request to appear telephonically at least seven  
9 calendar days prior to the scheduled appearance because the hearing was not re-scheduled until  
10 March 14, 2018.

11 WHEREAS, lead counsel for MSPBNA is based out of Washington, D.C., making last  
12 minute travel to San Francisco difficult.

13 WHEREAS, Plaintiff's Motion is not directed toward MSPBNA, and therefore counsel  
14 for MSPBNA intends to listen in to the argument and does not expect to make any significant  
15 arguments during the hearing.

16 NOW THEREFORE, the Parties hereby STIPULATE and AGREE, subject to approval  
17 of the Court, that counsel for MSPBNA shall be permitted to appear telephonically at the hearing  
18 on Plaintiff's Motion on March 15, 2018.

19 **IT IS SO STIPULATED.**

20 Dated: March 14, 2018

**SCHNEIDER WALLACE COTTRELL  
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16 **SEVERSON AND WERSON**

17 By: \_\_\_\_\_/s/ Michael J. Steiner

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Counsel for Defendants Ocwen Loan Servicing,  
LLC and Citizens Bank (sued herein as “RBS  
Citizens, N.A.”)

29 **PURSUANT TO STIPULATION, IT IS SO ORDERED**

30 Dated: March 14, 2018

31   
32 JON S. TIGAR

33 United States District Judge

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**ATTESTATION**

I, Jason R. Scherr, am the CM/ECF user whose ID and password are being used to file this stipulation and attest that concurrence in the filing of the document has been obtained from each of the other signatories.

/s/ Jason R. Scherr  
Jason R. Scherr