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 16 CITIZENS BANK

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17  
 18 **UNITED STATES DISTRICT COURT**  
 19 **NORTHERN DISTRICT OF CALIFORNIA**  
 20 **SAN FRANCISCO DIVISION**

21 BONNIE LYNNE STROMBERG, on behalf of  
 22 herself and all others similarly situated,

23 Plaintiff,

24 v.

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

27 Defendants.  
 28

CASE NO. 3:15-CV-04719-JST

**STIPULATION AND PROPOSED ORDER RE  
 MODIFICATION OF DEADLINE FOR  
 CLASS CERTIFICATION MOTION AND  
 BRIEFING SCHEDULE**

1 Plaintiff Bonnie Lynne Stromberg hereby submits this Stipulation and request for an Order  
2 modifying the current case schedule by vacating the current deadline of May 16, 2018 by which  
3 Plaintiff is required to file her motion for class certification and the accompanying briefing schedule  
4 set forth in the Court's Order of July 26, 2017 (ECF 120), and setting a new deadline and briefing  
5 schedule for the class certification motion that is tied to the date on which the Court issues an Order  
6 on the pending summary judgment motion filed by Defendant Ocwen Loan Servicing, Inc. ("Ocwen").  
7 In support of this request, Plaintiff states, and the parties stipulate, as follows:

8 WHEREAS, the current Scheduling Order requires that Plaintiff file her class certification  
9 motion by May 16, 2028, with oppositions to the motion due by June 18, 2018 and replies by July 16,  
10 2018;

11 WHEREAS, it was anticipated at the time the current Scheduling Order was entered that early  
12 motions for summary judgment would be resolved before the deadline for filing the class certification  
13 motion;

14 WHEREAS, the briefing schedule and the resolution of the pending summary judgment motion  
15 filed by Ocwen has been delayed by Plaintiff's request for additional discovery and the Court's Order  
16 granting Plaintiff's motion pursuant to Fed. R. Civ. P. 56(d);

17 WHEREAS, Plaintiff and Ocwen believe that efficient management of the case would be  
18 served by resolution of Ocwen's summary judgment motion prior to class certification briefing; and  
19 Plaintiff believes that certain discovery is relevant to the class certification motion, and that discovery  
20 will not be available to Plaintiff on a motion to compel until after a ruling on Ocwen's motion for  
21 summary judgment; and

22 WHEREAS, Plaintiff, Ocwen, and Citizens Bank, N.A. desire and consent to having the  
23 deadline for filing the class certification motion moved to the date that is 30 days after the date on  
24 which this Court enters an order on Ocwen's motion for summary judgment, with Defendants'  
25 oppositions due thirty days after the filing of the motion and Plaintiff's reply due thirty (30) days after  
26 the opposition;

27 WHEREAS, Defendant Morgan Stanley Private Bank, N.A. has agreed not to oppose this  
28 request;

1            THEREFORE, IT IS HEREBY STIPULATED, subject to this Court's approval, as follows:  
2    The Scheduling Order of July 26, 2017, ECF 120, is hereby vacated with respect to the due date for  
3    the class certification motion and the opposition and reply briefs on that motion;

4            1.        Plaintiff's deadline for filing a motion for class certification is thirty (30) days after the  
5    Court issues an order ruling on the merits of Ocwen's pending Motion for Summary Judgment (ECF  
6    167).

7            2.        Oppositions to the motion are due thirty (30) days after the motion is filed and replies  
8    thirty (30) days thereafter.

9            3.        All other aspects of the Court's Scheduling Order entered on July 26, 2017 remain in  
10   effect.

11   SO STIPULATED

12   Dated: May 7, 2018

**SCHNEIDER WALLACE COTTRELL  
KONECKY WOTKYN LLP**

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14            By:                        /s/ Mark T. Johnson                  
15                      Todd M. Schneider (Bar No. 158253)  
16                      Mark T. Johnson (Bar No. 76904)  
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Counsel for Plaintiff Bonnie Lynne Stromberg

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

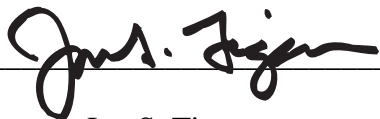
4 **MORGAN LEWIS AND BOCKIUS, LLP**

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15 Counsel for Defendant  
16 Morgan Stanley Private Bank, N.A.

17 PURSUANT TO STIPULATION, AND FOR GOOD CAUSE SHOWN, IT IS SO ORDERED.

18 DATED: May 8, 2018

19   
20 \_\_\_\_\_

21 Jon S. Tigar  
22 United States District Judge  
23  
24  
25  
26  
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1 **ATTESTATION**

2  
3 I, Mark Johnson, am the CM/ECF user whose ID and password are being used to file this  
4 JOINT CASE MANAGEMENT CONFERENCE STATEMENT. I hereby attest that all above-named  
5 Plaintiff's counsel and Defendant's counsel have concurred in this filing.

6  
7 Dated: May 8, 2018

**SCHNEIDER WALLACE COTTRELL  
KONECKY WOTKYNs LLP**

8  
9 By:           /s/ Mark T. Johnson            
10 Mark T. Johnson  
11 Counsel for Plaintiff Bonnie Lynn Stromberg

12 **CERTIFICATE OF SERVICE**

13  
14 I hereby certify that on May 8, 2018, I electronically filed the foregoing document with the  
15 Clerk of the Court using the Court's CM/ECF system, which will send a notice of electronic filing to  
16 all CM/ECF participants.

17  
18           /s/ Mark T. Johnson            
19 Mark T. Johnson  
20 Counsel for Plaintiff Bonnie Lynn Stromberg