



1 IT IS HEREBY STIPULATED by and between the Parties, Plaintiff  
2 PENNY SLINGER HILLS ("Plaintiff") and Defendants MORTGAGE  
3 ELECTRONIC REGISTRATION SYSTEMS, INC., CITIMORTGAGE, INC.,  
4 BANK OF NEW YORK, as Trustee for the STRUCTURED ASSET  
5 SECURITIES CORPORATION MORTGAGE PASS- THROUGH  
6 CERTIFICATES, SERIES 2003-24A, and NATIONAL DEFAULT SERVICING  
7 CORPORATION, as follows:

8 WHEREAS, the Court issued its Order setting Initial Case Management  
9 Conference and ADR Deadlines on November 9, 2015 ("Order") [Docket No. 5];

10 WHEREAS, per the Order, the Case Management Conference was set for  
11 February 4, 2016 at 9:30 a.m. in Courtroom 5;

12 WHEREAS, on December 23, 2015, the Case Management Conference was  
13 reset by the Clerk to February 18, 2016 at 9:30 a.m. in Courtroom 5 [Docket No.  
14 18];

15 WHEREAS, Plaintiff's action asserts various wrongful foreclosure type  
16 claims;

17 WHEREAS, Defendants MORTGAGE ELECTRONIC REGISTRATION  
18 SYSTEMS, INC., CITIMORTGAGE, INC., and BANK OF NEW YORK, as  
19 Trustee for the STRUCTURED ASSET SECURITIES CORPORATION  
20 MORTGAGE PASS- THROUGH CERTIFICATES, SERIES 2003-24A currently  
21 have a Motion to Dismiss scheduled for hearing on February 3, 2016 at 9:30 a.m.;

22 WHEREAS, Defendant NATIONAL DEFAULT SERVICING  
23 CORPORATION also currently has a Motion to Dismiss on calendar;

24 WHEREAS, both motions are fully briefed;

25 WHEREAS, given the nature of the claims and the dispositive motions  
26 currently pending before the Court, the Parties believe that the Case Management  
27 Conference is premature as the pleadings will likely not be at issue for  
28 approximately 60 days.

1           THEREFORE, IT IS HEREBY STIPULATED that the Case Management  
2 Conference currently set for February 18, 2016 at 9:30 a.m. in Courtroom 5 should  
3 be continued approximately 60 days, or until April 21, 2016 at 9:30 a.m., or a date  
4 thereafter subject to the Court's availability.

5  
6  
7 DATED: January 25, 2016           LAW OFFICES OF MARK W. LAPHAM

8  
9                                   / Mark Lapham /  
10 Mark Lapham, Esq.,  
11 Attorney for Plaintiff  
PENNY SLINGER HILLS

12  
13 DATED: January 25, 2016           WRIGHT, FINLAY & ZAK, LLP

14  
15                                   / Todd E. Chvat /  
16 Todd E. Chvat, Esq.  
17 Attorneys for Defendants  
18 MORTGAGE ELECTRONIC REGISTRATION  
19 SYSTEMS, INC., CITIMORTGAGE, INC., and  
20 BANK OF NEW YORK, as Trustee for the  
21 STRUCTURED ASSET SECURITIES  
22 CORPORATION MORTGAGE PASS-  
THROUGH CERTIFICATES, SERIES 2003-24A

23 DATED: January 25, 2016           TIFFANY & BASCO, P.A.

24  
25                                   /Theron S. Covey  
26 Theron S. Covey, Esq.,  
27 Attorney for Defendant  
28 NATIONAL DEFAULT SERVICING  
CORPORATION

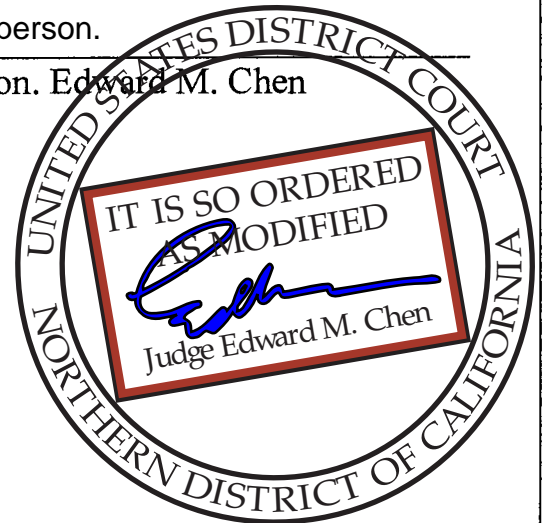
1 **[~~PROPOSED~~] ORDER**

2  
3 Upon a review of the above Stipulation and for good cause appearing, IT IS  
4 HEREBY ORDERED THAT:

- 5 (1) The Case Management Conference currently set for February 18, 2016 at  
6 9:30 a.m. in Courtroom 5 is continued until April 21, 2016 at 9:30 a.m.  
7 in Courtroom 5 of the above-captioned court.
- 8 (2) All other deadlines set forth in the Court's Order Setting Initial Case  
9 Management Conference and ADR Deadlines are continued accordingly.

10  
11 **IT IS SO ORDERED.** The February 3, 2016 motion hearing remains set. Parties  
12 are required to appear in person.

13 Hon. Edward M. Chen



1  
2  
3  
4  
5  
6  
7  
8  
9  
0  
1  
2  
3  
4  
5  
6  
7  
8  
9  
0  
1  
2  
3  
4  
5  
6  
7  
8

I, Margaret Augustyniak, declare as follows:

I am employed in the County of Orange, State of California. I am over the age of eighteen (18) and not a party to the within action. My business address is 4665 MacArthur Court, Suite 200, Newport Beach, California 92660. I am readily familiar with the practices of Wright, Finlay & Zak, LLP, for collection and processing of correspondence for mailing with the United States Postal Service. Such correspondence is deposited with the United States Postal Service the same day in the ordinary course of business. I am aware that on motion of party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.

On January 25, 2016, I served the within **STIPULATION AND [PROPOSED] ORDER TO CONTINUE INITIAL CASE MANAGEMENT CONFERENCE** on all interested parties in this action as follows:

[ ] by placing [ ] the original [X] a true copy thereof enclosed in sealed envelope(s) addressed as follows:

Mark W. Lapham, Esq.  
Law Offices of Mark W. Lapham  
751 Diablo Road  
Danville, CA 94526  
(925) 837-9007  
**Attorney for Plaintiff**  
**Penny Slinger Hills**

Theron S. Covey, Esq  
TIFFANY & BOSCO, P.A.  
1230 Columbia Street, Suite 680  
San Diego, Ca 92101  
(619) 501-3503  
**Attorney for Defendant**  
**National Default Servicing Corp.**

☒ (BY MAIL SERVICE) I placed such envelope(s) for collection to be mailed on this date following ordinary business practices.

☐ (BY CERTIFIED MAIL SERVICE) I placed such envelope(s) for collection to be mailed on this date following ordinary business practices, via Certified Mail, Return Receipt Requested.

☐ (BY PERSONAL SERVICE) I caused personal delivery by ATTORNEY SERVICE of said document(s) to the offices of the addressee(s) as set forth on the attached service list.

1 (BY FACSIMILE) The facsimile machine I used, with telephone no. (949) 477-  
2 9200, complied with California Rules of Court, Rule 2003, and no error was  
3 reported by the machine. Pursuant to California Rules of Court, Rule 2006(d), I  
4 caused the machine to print a transmission record of the transmission, a copy of  
5 which is attached to the original Proof of Service.

1 [ ] (BY GOLDEN STATE OVERNIGHT- NEXT DAY DELIVERY) I placed true and  
2 correct copies thereof enclosed in a package designated by Golden State Overnight  
3 with the delivery fees provided for.

4 [X] (CM/ECF Electronic Filing) I caused the above document(s) to be transmitted to the  
5 office(s) of the addressee(s) listed by electronic mail at the e-mail address(es) set  
6 forth above pursuant to Fed.R.Civ.P.5(b)(2)(E). "A Notice of Electronic Filing  
7 (NEF) is generated automatically by the ECF system upon completion of an  
8 electronic filing. The NEF, when e-mailed to the e-mail address of record in the  
case, shall constitute the proof of service as required by Fed.R.Civ.P.5(b)(2)(E). A  
copy of the NEF shall be attached to any document served in the traditional manner  
upon any party appearing pro se."

9 [X] (Federal) I declare under penalty of perjury under the laws of the United States of  
10 America that the foregoing is true and correct.

11 Executed on January 25, 2016, at Newport Beach, California.

12   
13 \_\_\_\_\_  
14 Margaret Augustyniak