

1 MARK D. LONERGAN (State Bar No. 143622)
 THOMAS N. ABBOTT (State Bar No. 245568)
 2 tna@severson.com
 GABRIEL M. HUEY (State Bar No. 291608)
 3 gmh@severson.com
 SEVERSON & WERSON
 4 A Professional Corporation
 One Embarcadero Center, Suite 2600
 5 San Francisco, California 94111
 Telephone: (415) 398-3344
 6 Facsimile: (415) 956-0439

7 Attorneys for Defendants WELLS FARGO
 BANK, N.A.; HSBC BANK USA, NATIONAL
 8 ASSOCIATION AS TRUSTEE FOR
 MORTGAGEIT SECURITIES CORP.
 9 MORTGAGE LOAN TRUST, SERIES 2007-1,
 MORTGAGE PASS-THROUGH
 10 CERTIFICATES (erroneously sued as “HSBC
 Bank USA, National Association as Trustee for
 11 Securitized Trust MortgageIT Securities Corp.
 Mortgage Loan Trust, Series 2007-1”)
 12

13 UNITED STATES DISTRICT COURT

14 NORTHERN DISTRICT OF CALIFORNIA — SAN FRANCISCO DIVISION

15
 16 NANCY TAMONDONG,

17 Plaintiff,

18 vs.

19 MORTGAGEIT, INC.; HSBC BANK USA,
 NATIONAL ASSOCIATION AS TRUSTEE
 20 FOR SECURITIZED TRUST
 MORTGAGEIT SECURITIES CORP.
 21 MORTGAGE LOAN TRUST, SERIES 2007-
 1; WELLS FARGO BANK, N.A.; AND
 22 DOES 1 THROUGH 10, inclusive,

23 Defendants.

Case No. 3:16-cv-03722-RS

[Assigned to the Hon. Richard Seeborg]

**STIPULATION AND ~~PROPOSED~~
 ORDER TO CONTINUE INITIAL CASE
 MANAGEMENT CONFERENCE**

Action Filed: July 1, 2016

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1 Plaintiff Nancy Tamondong (“Tamondong”) and defendants Wells Fargo Bank, N.A. and
2 HSBC Bank USA, National Association as Trustee for MortgageIT Securities Corp. Mortgage
3 Loan Trust, Series 2007-1, Mortgage Pass-Through Certificates, erroneously sued as HSBC
4 Bank USA, National Association as Trustee for Securitized Trust MortgageIT Securities Corp.
5 Mortgage Loan Trust, Series 2007-1 (collectively, “Defendants”), submit this Stipulation to the
6 Court requesting an order continuing the Initial Case Management Conference currently set for
7 October 13, 2016 at 10:00 a.m. to October 28, 2016 at 1:30 p.m., the date of the hearing on
8 Defendants’ Motion to Dismiss Tamondong’s Complaint, or a date that is convenient for the
9 Court after the pleadings in this matter have been settled, and all deadlines associated with the
10 Initial Case Management Conference. Tamondong and Defendants shall be referred to
11 collectively as the “Parties.”

12 **RECITALS**

13 WHEREAS, on September 12, 2016, the Court issued a notice continuing the Initial Case
14 Management Conference previously set for September 29, 2016 to October 13, 2016 at 10:00
15 a.m. [Docket No. 33];

16 WHEREAS, on September 13, 2016, Defendants filed a Motion to Dismiss Tamondong’s
17 Complaint with the motion hearing set for October 27, 2016 at 1:30 p.m. [Docket No. 34];

18 WHEREAS, on September 16, 2016, the Court issued a notice continuing the hearing on
19 Defendants’ Motion to Dismiss Tamondong’s Complaint previously set for October 27, 2016 at
20 1:30 p.m. to October 28, 2016 at 1:30 p.m. [Docket No. 37];

21 WHEREAS, because the pleadings are not settled in this matter, the Parties therefore
22 request that the Initial Case Management Conference be continued to October 28, 2016 at 1:30
23 p.m., the date and time of the hearing on Defendants’ Motion to Dismiss Tamondong’s
24 Complaint, or a future date and time that is convenient for the Court after the pleadings have
25 been settled;

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1 **STIPULATION**

2 **IT IS HEREBY STIPULATED**, by and between the Parties, as follows:

3 1. The Initial Case Management Conference currently set for October 13, 2016 at
4 10:00 a.m. shall be continued to October 28, 2016 at 1:30 p.m., the date and time of the hearing on
5 Defendants' Motion to Dismiss Tamondong's Complaint, or a future date and time that is
6 convenient for the Court after the pleadings have been settled;

7 2. All deadlines associated with the Initial Case Management Conference, including
8 the submission of a joint case management conference statement, are continued accordingly.

9 **IT IS SO STIPULATED:**

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11 DATED: September 30, 2016

FARSAD LAW OFFICE, P.C.

12
13 By: /s/ Arasto Farsad
14 Arasto Farsad

15 Attorneys for Plaintiff
16 NANCY TAMONDONG

17 DATED: September 30, 2016

SEVERSON & WERSON
A Professional Corporation

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19
20 By: /s/ Gabriel M. Huey
21 Thomas N. Abbott
22 Gabriel M. Huey

23 Attorneys for Defendants WELLS FARGO BANK,
24 N.A.; HSBC BANK USA, NATIONAL
25 ASSOCIATION AS TRUSTEE FOR MORTGAGEIT
26 SECURITIES CORP. MORTGAGE LOAN TRUST,
27 SERIES 2007-1, MORTGAGE PASS-THROUGH
28 CERTIFICATES (erroneously sued as "HSBC Bank
USA, National Association as Trustee for Securitized
Trust MortgageIT Securities Corp. Mortgage Loan
Trust, Series 2007-1)

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[PROPOSED] ORDER

Pursuant to the Parties' Stipulation, and good cause appearing therefor, **IT IS HEREBY ORDERED THAT:**

The Initial Case Management Conference set for October 13, 2016 at 10:00 a.m. shall be continued to November 17, _____, 2016 at 10:00am and all deadlines associated with the Initial Case Management Conference shall be continued in accordance with the new date. Joint Case Management Statement shall be due November 10, 2016. **IT IS SO ORDERED.**

Dated: 10/3/16 _____



Hon. Richard Seeborg