

United States District Court  
Northern District of California

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11 *Attorneys for Plaintiff and Proposed Class*

12 UNITED STATES DISTRICT COURT  
 13 NORTHERN DISTRICT OF CALIFORNIA

14 MICHAEL PETERS, individually and on behalf of  
15 all others similarly situated

16 Plaintiff(s)

17 v.

18 WELLS FARGO BANK, N.A.,

19 Defendant(s).

Case No. 3:17-cv-04367-JST

STIPULATION TO ENLARGE TIME  
FOR PLAINTIFF TO RESPOND TO  
MOTIONS AND EXTEND REPLY  
TIME AND CONTINUE CMC

20 Pursuant to Local Rule 6-2, Plaintiff Michael Peters ("Plaintiff") and Defendant  
 21 Wells Fargo Bank, N.A. ("Wells Fargo") respectfully submit the following Stipulation to  
 22 Enlarge the Time for Plaintiff to respond to Defendant Wells Fargo Bank's Motion to  
 23 Transfer Venue, Motion to Dismiss Plaintiff's First Amended Complaint, and Motion to  
 24 Strike Plaintiff's Amended Complaint ("Motions"), to provide a date for Defendant's  
 25 Replies in Support of those Motions, and to reschedule the Case Management  
 26 Conference for the same date as the hearings on the pending Motions.  
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**RECITALS**

WHEREAS, Defendant filed its Motions on September 20, 2017;

WHEREAS, Plaintiff's current deadline to respond to all motions pursuant to the Local Rules is fourteen (14) days after the notice of motions were filed, or October 4, 2017;

WHEREAS, Plaintiff and his counsel require additional time to evaluate and analyze the motions and to prepare responses;

WHEREAS, Defendant and its counsel anticipate requiring additional time to evaluate Plaintiff's oppositions and prepare responses;

WHEREAS, the Case Management Conference is currently set for November 8, 2017 (D.E. 10);

WHEREAS, the hearing on the motions is currently set for December 7, 2017 and accordingly, the stipulated extensions of time will not alter the date of any event or deadline already fixed by Court order. No party will be prejudiced by the short extensions;

WHEREAS, in order to consolidate travel and convenience of the Parties and Court, the Parties agree that the Case Management Conference be set for December 7, 2017, the same day as the Motions are scheduled for argument.

**STIPULATION**

THEREFORE, subject to Court approval, the Parties agree through their respective attorneys to the following:

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1. Plaintiff's time to respond to the three pending motions shall be extended three (3) weeks to October 25, 2017.
2. Defendant's replies to the three motions shall be due on November 13, 2017.
4. This stipulation is without prejudice to the rights, claims, arguments, and defenses of all parties.
5. The Case Management Conference currently set for November 8, 2017 will be moved to the date and time of the motion hearings on December 7, 2017.

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/s/ K. Isaac DeVyver  
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*Counsel for Wells Fargo Bank, N.A*

SO ORDERED,

DATED: October 3, 2017

  
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United States District Judge