

1 *[Counsel for Parties listed on signature pages]*

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

MARTIN LEWIS, AARON COOPER, and
ANISSA SCHILLING, on behalf of themselves
and a class of those similarly situated,

Plaintiffs,

v.

WELLS FARGO & CO.,

Defendant.

Case No. 08-cv-2670 CW

**JOINT REPORT, STIPULATION
AND do okORDER CONTINUING
DEADLINES SET FORTH IN
DECEMBER 18, 2009 CASE
MANAGEMENT ORDER**

1 WHEREAS, the Court entered a Case Management Order on December 18, 2009, setting
2 forth certain dates for discovery, dispositive motions, and trial;

3 WHEREAS, on April 22, 2010, the Court heard argument from the parties on Plaintiffs'
4 Motion for Class Certification;

5 WHEREAS, the Court has not yet ruled on Plaintiffs' Motion for Class Certification;

6 WHEREAS, on July 22, 2010, upon Stipulation of the Parties, the Court stayed all
7 discovery deadlines and the pending Motion for Class Certification while the parties engaged in
8 mediation;

9 WHEREAS, on November 8, 2010, the Parties participated in mediation with Mr. Jeffrey
10 A. Ross. While the mediation did not result in a settlement on that day, the Parties are continuing
11 to work with Mr. Ross towards a resolution.

12 The parties hereby stipulate and agree that:

- 13 1. All discovery deadlines are hereby stayed while the Parties continue their efforts with
14 Mr. Ross.
- 15 2. Plaintiffs' pending Motion for Class Certification is hereby stayed while the parties
16 continue their efforts with Mr. Ross.
- 17 3. The parties shall jointly report to the Court by December 10, 2010, either that (1) they
18 have reached a resolution or (2) they request a new case management order setting
19 forth new deadlines to supersede those set forth in the December 18, 2009 Case
20 Management Order, and that the Court issue its ruling on Plaintiffs' Motion for Class
21 Certification.

1 Dated: November 12, 2010

By: /s/ Jahan C. Sagafi
Jahan C. Sagafi

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3 Kelly M. Dermody (Cal. Bar No. 171716)
Jahan C. Sagafi (Cal. Bar No. 224887)
4 LIEFF, CABRASER, HEIMANN &
BERNSTEIN, LLP
5 275 Battery Street, 29th Floor
San Francisco, CA 94111-3339
6 Telephone: (415) 956-1000
Facsimile: (415) 956-1008
7 E-Mail: kdermody@lchb.com
E-Mail: jsagafi@lchb.com

8 Richard C. Haber (admitted *pro hac vice*)
9 Laura L. Volpini (admitted *pro hac vice*)
HABER POLK KABAT, LLP
10 737 Bolivar Road, Suite 4400
Cleveland, Ohio 44115
11 Telephone: (216) 241-0700
Facsimile: (216) 241-0739
12 E-Mail: rhaber@haberpolk.com
E-Mail: lvolpini@haberpolk.com

13 *Attorneys for Plaintiffs and Class Members*

14 Dated: November 12, 2010

By: /s/ Joan B. Tucker Fife
Joan B. Tucker Fife

15 Joan B. Tucker Fife (SBN 144572)
16 WINSTON & STRAWN LLP
101 California Street
17 San Francisco, California 94111
Telephone: (415) 591-1000
18 Facsimile: (415) 591-1400
E-Mail: jfife@winston.com
19 E-Mail: spatel@winston.com

20 Evan R. Moses (SBN 198099)
21 Audrey Shen Chui (SBN 254510)
WINSTON & STRAWN LLP
22 333 S. Grand Avenue, Suite 3800
Los Angeles, CA 90071-1543
23 Telephone: (213) 615-1700
Facsimile: (213) 615-1750
24 Email: evmoses@winston.com
Email: achui@winston.com


25 *Attorneys for Defendant Wells Fargo Bank, N.A.*

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ORDER

The foregoing stipulation is approved, and IT IS SO ORDERED.

Dated: November 17, 2010



Hon. Claudia Wilken
United States District Judge