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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 ORDER 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 continued to  
11 work with Mr. Ross towards a resolution;

12           WHEREAS, on December 15, 2010, the Court approved the Parties' stipulation to  
13 continue to stay discovery and the Motion for Certification and to jointly report to the Court by  
14 January 14, 2011 as to whether the case has been resolved; and

15           WHEREAS, on January 10, 2011, the Parties reached a resolution under Mr. Ross's  
16 supervision.

17           The Parties hereby stipulate and agree that:

- 18           1. All discovery deadlines are hereby stayed while the Parties prepare a final written  
19           settlement agreement, the motion for preliminary approval, and the motion for final  
20           approval.
- 21           2. Plaintiffs' pending Motion for Class Certification is hereby stayed while the Parties  
22           prepare a final written settlement agreement, the motion for preliminary approval, and  
23           the motion for final approval.

1 Dated: January 14, 2011

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

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14  
15 Dated: January 14, 2011

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**ORDER**

The foregoing stipulation is approved, and IT IS SO ORDERED. **The parties should file their motion for preliminary approval of settlement on or before Feb. 17, 2011.**

Dated: January 19, 2011

  
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Hon. Claudia Wilken  
United States District Judge