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 Attorneys for Defendant,  
 BANK OF AMERICA, N.A. (as successor in  
 interest to Merrill Lynch Bank and Trust  
 Company, FSB)

**UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA**

FREDERICK J. CASISSA,  
  
 Plaintiff,

v.

FIRST REPUBLIC BANK, a division of  
 MERRILL LYNCH BANK AND TRUST,  
 FSB, DOE 1 through DOE 20,

Defendants.

ELIZABETH RIGGINS,  
  
 Plaintiff,

v.

FIRST REPUBLIC BANK, a division of  
 MERRILL LYNCH BANK AND TRUST,  
 FSB, DOE 1 through DOE 20,

Defendants.

CASE NO. C 09 04129 CW  
 CASE NO. C 09 04130 CW  
 (Consolidated Cases)

**STIPULATION AND ~~PROPOSED~~  
 ORDER CONTINUING HEARING ON  
 DEFENDANT'S MOTION TO COMPEL  
 PLAINTIFFS' APPEARANCE FOR  
 DEPOSITION AS MODIFIED**

Date: February 7, 2012  
 Time: 9:00 a.m.  
 Courtroom: Courtroom E, 15<sup>th</sup> Floor  
 Hon. Elizabeth D. Laporte

Removal Filed: September 4, 2009  
 Trial: August 21, 2012

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DATED: January 12, 2012

LAW OFFICES OF STEPHEN R. JAFFE  
LAW OFFICES OF STEPHEN M. MURPHY

DATED: January 12, 2012

By: : /s/ *Andrew J. Sommer*  
 Steven R. Blackburn  
 Andrew J. Sommer  
 Attorneys for Defendant  
 BANK OF AMERICA, N.A.

Pursuant to the stipulation, the hearing on Defendant Bank of America, N.A.'s Motion to Compel Plaintiffs' Appearance for Deposition, currently set for February 7, 2012 before the Honorable Elizabeth D. Laporte, is continued to ~~February 28, 2012 at 9:00 a.m.~~

IT IS SO ORDERED.  
Dated: January 17, 2012

*Elizabeth D. Laporte*  
HONORABLE ELIZABETH D. LAPORTE  
UNITED STATES MAGISTRATE JUDGE