

BRYAN CAVE LLP
2 EMBARCADERO CENTER, SUITE 1410
SAN FRANCISCO, CALIFORNIA 94111

1 **McFARLIN & GEURTS LLP**
 Timothy G. McFarlin (State Bar. No. 223378)
 2 Jarrod Y. Nakano (State Bar No. 235548)
 Ethan H. Nelson (State Bar No. 262448)
 3 4 Park Plaza, Suite 1025
 Irvine, CA 92614
 4 Telephone: (949) 544-2640
 5 Facsimile: (949) 336-7612
 Email: jarrod@mgcalaw.com
 6 Attorneys for Plaintiffs
 ROBERT DAVIS and TERESA A. DAVIS
 7

8 **BRYAN CAVE LLP**
 Deborah A. Goldfarb, California Bar No. 241942
 9 Andrea M. Hicks, California Bar No. 219836
 Two Embarcadero Center, Suite 1410
 10 San Francisco, CA 94111
 Telephone: (415) 675-3400
 11 Facsimile: (415) 675-3434
 Email: hicksa@bryancave.com
 12 Attorneys for Defendants

13 US BANK NATIONAL ASSOCIATION, AS TRUSTEE ON BEHALF OF THE SARM 2006-9
 TRUST FUND, BANK OF AMERICA, N.A., BAC HOME LOANS SERVICING, LP, and
 14 RECONTRUST COMPANY, N.A.

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

17 ROBERT DAVIS, an individual; and TERESA
 A. DAVIS, an individual;

18 Plaintiffs,

19 vs.

21 US BANK NATIONAL ASSOCIATION, AS
 TRUSTEE ON BEHALF OF THE SARM 2006-
 22 9 TRUST FUND, a National Association;
 BANK OF AMERICA, NA, a National
 23 Association; BAC HOME LOANS SERVICING
 LP, a subsidiary of BANK OF AMERICA, NA,
 24 a National Association; RECONTRUST
 25 COMPANY, a wholly owned subsidiary of
 BANK OF AMERICA, NA, a National
 26 Association; and DOES 1 through 100,
 Inclusive,

27 Defendants.

Case No. CV10 05039 PJH

**JOINT STIPULATION REQUESTING
 CONTINUANCE OF CASE
 MANAGEMENT CONFERENCE**

Hon. Phyllis J. Hamilton

Date: February 24, 2011
 Time: 2:00 p.m.
 Courtroom: 3

Complaint Filed:

Trial Date: Not Assigned

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SAN FRANCISCO, CALIFORNIA 94111

1 This Stipulation is entered into between Plaintiffs Robert Davis and Teresa A. Davis
2 ("Plaintiffs") and Defendants US BANK NATIONAL ASSOCIATION, as Trustee on behalf of
3 the SARM 2006-9 Trust Fund, BANK OF AMERICA, N.A., BAC HOME LOANS SERVICING,
4 LP, and RECONTRUST COMPANY, N.A. ("Defendants").

5 WHEREAS, a Case Management Conference is currently scheduled for Thursday,
6 February 24, 2011, at 2:00 p.m.

7 WHEREAS, Defendants Motion to Dismiss Plaintiff's Complaint was granted on January
8 19, 2011, and Plaintiffs have until February 28, 2011 to file an amended complaint.

9 WHEREAS, the pleadings are not yet set to allow for a productive Rule 26(f) conference.

10 NOW, THEREFORE, Plaintiffs and Defendants, by and through their respective counsel
11 of record, hereby agree and request this Court to vacate the Case Management Conference
12 currently scheduled for February 24, 2011, and reschedule it for May 5, 2011, after pleadings are
13 set, or at a later date convenient for the Court.

14 Dated: February 3, 2011

McFARLIN & GEURTS LLP

Timothy G. McFarlin

Jarrold Y. Nakano

Ethan N. Nelson

15
16
17 By: 

18 Attorneys for Plaintiffs

19
20 Dated: February 3, 2011

BRYAN CAVE LLP

Andrea M. Hicks

21
22 By: /s/ Andrea M. Hicks

Andrea M. Hicks

23 Attorneys for Defendants

24 **PROPOSED ORDER**

25 Pursuant to stipulation, IT IS SO ORDERED.

26
27 Dated: 2/7/11

28 Honorable Phyllis J. Hamilton

