

Bryan Cave LLP
333 MARKET STREET, 25TH FLOOR
San Francisco, CA 94105

1 **BRYAN CAVE LLP**
C. Scott Greene, California Bar No. 277445
2 Alison Lippa, California Bar No. 160807
Michelle M. Cammarata, California Bar No. 250258
3 333 Market Street, 25th Floor
San Francisco, California 94105
4 Telephone: (415) 675-3400
Facsimile: (415) 675-3434
5 E-Mail: cammaratam@bryancave.com

6 **Attorneys for Defendants**
7 Bank of America, N.A., for itself and as successor by merger to BAC Home Loans
Servicing, LP
8

9 **GENSER & WATKINS LLP**
Joshua G. Genser, California Bar No. 111526
10 125 Park Place, Suite 210
Point Richmond, California 94801
11 Telephone: (510) 237-6916
Facsimile: (510) 236-9851

12 Attorney for Plaintiffs
13 Faiyaz Khan and Rehana A. Khan

14
15 **IN THE UNITED STATES DISTRICT COURT**
16 **NORTHERN DISTRICT OF CALIFORNIA**

17 FAIYAZ KHAN and REHANA A. KHAN,
18
19 Plaintiffs,
20
21 v.
22 BANK OF AMERICA, N.A., BAC HOME
LOANS SERVICING, L.P., and DOES 1-10,
23
24 Defendants.

Case No. 4:11-cv-03853-YGR

**STIPULATION TO VACATE THE CASE
MANAGEMENT CONFERENCE AND
[MODIFIED] ORDER; AND SETTING
COMPLIANCE HEARING FOR FILING
STIPULATION OF DISMISSAL**

1 TO THE COURT IN THE ABOVE ENTITLED ACTION:
2
3 Plaintiffs Faiyaz Khan and Rehana Khan (“Plaintiffs”) and Defendant Bank of America,
4 N.A, for itself and as successor by merger to BAC Home Loans Servicing, LP (collectively
5 “Parties”), through their counsel of record, hereby enter into the following stipulation to vacate the
6 Case Management Conference.

7 WHEREAS, a Case Management Conference is currently scheduled for Monday May 21,
8 2012 at 2:00 p.m.;

9 WHEREAS, Plaintiffs filed the First Amended Complaint on July 5, 2011;

10 WHEREAS, the Parties agreed to settle this matter on April 26, 2012;

11 WHEREAS, the First Amended Complaint will be dismissed as soon as the terms of the
12 Settlement Agreement have been finalized and executed;

13
14 WHEREFORE, the Parties, by and through their respective counsel of record, hereby agree
15 and request this Court to vacate the Case Management Conference currently scheduled for May
16 21, 2012.

17 **IT IS SO STIPULATED.**

18
19 Dated: May , 2012

BRYAN CAVE LLP

20 By: /s/ Michelle M. Cammarata
21 Michelle M. Cammarata
22 Attorney for Defendant
23 BANK OF AMERICA, N.A., for itself and as
24 successor by merger to BAC HOME LOANS
25 SERVICING, LP

26
27 Dated: May 6 , 2012

GENSER & WATKINS, LLP

28 By: /s/ Joshua Genser
Joshua G. Genser
Attorney for Plaintiffs
Faiyaz Khan and Rehana A. Khan

1 **[MODIFIED] ORDER**

2 Having reviewed the above stipulation of Plaintiffs Faiyaz Khan and Rehana Khan and
3 Defendant Bank of America, N.A, for itself and as successor by merger to BAC Home Loans
4 Servicing, LP and good cause appearing therefore, the Case Management Conference scheduled
5 for May 21, 2012, is hereby **VACATED**.
6

7 The Court understands that the above-captioned case has settled. A Compliance Hearing
8 shall be held on **Friday, June 29, 2012** on the Court's **9:01a.m.** Calendar, in the Federal
9 Courthouse located at 1301 Clay Street, Oakland, California, in a courtroom to be designated.

10 Five (5) business days prior to the date of the compliance hearing, the parties shall file
11 either (a) a Stipulation of Dismissal; or (b) a one-page **JOINT STATEMENT** setting forth an
12 explanation regarding the failure to comply. If compliance is complete, the parties need not
13 appear and the Compliance Conference will be taken off calendar.
14

15 Telephonic appearances will be allowed if the parties have submitted a joint statement in a
16 timely fashion. Failure to do so may result in sanctions.

17 This Order Terminates Docket Number 32.

18 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

19
20 Dated: May 9, 2012



21 **YVONNE GONZALEZ ROGERS**
22 **UNITED STATES DISTRICT COURT JUDGE**
23
24
25
26
27
28