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5 Attorneys for Defendant
 6 U.S. Bank, National Association as Legal Title Trustee for the Truman 2016 SC6
 Title Trust

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 8 **UNITED STATES DISTRICT COURT**
 9 **NORTHERN DISTRICT OF CALIFORNIA**
 10 **OAKLAND DIVISION**

11 AMELIA SALDANA, as trustee of the
 12 Saldana Revocable Family Trust and
 13 JOSE G. SALDANA, JR., trust
 beneficiary,

14 Plaintiffs,

15 v.

16 WELLS FARGO BANK, N.A.; THE
 17 BANK OF NEW YORK MELLON, f/k/a
 THE BANK OF NEW YORK as Trustee
 18 for the WORLD SAVINGS REMIC 24,
 MORTGAGE PASS-THROUGH
 19 CERTIFICATES, SERIES 24 TRUST,
 US BANK NATIONAL ASSOCIATION
 20 AS LEGAL TITLE TRUSTEE FOR
 TRUMAN 2016 SC6 TITLE TRUST and
 DOES 1-100, inclusive,

21 Defendants.
 22

CASE NO. 4:18-CV-01049-HSG

**STIPULATION FOR ORDER
 PERMITTING TELEPHONIC
 APPEARANCE AT CASE
 MANAGEMENT CONFERENCE
 AND MOTION TO
 DISMISS/STRIKE HEARINGS**

Date: September 6, 2018
 Time: 2:00 p.m.

Ctrm.: 2 (4th Floor)
 Judge: Hon. Haywood S. Gilliam, Jr.

Action Filed: January 17, 2018
 Removed: February 16, 2018

23
 24 TO THE HONORABLE HAYWOOD S. GILLIAM, JR.:

25 This Stipulation for Order Permitting Telephonic Appearance of Defendant
 26 U.S. Bank, National Association as Legal Title Trustee for the Truman 2016 SC6
 27 Title Trust (“U.S. Bank”) at the Case Management Conference and Motions to
 28 Dismiss and Strike scheduled for September 6, 2018 is made and entered into by and

1 among Plaintiffs Amelia Saldana, as trustee of the Saldana Revocable Family Trust
2 and Jose G. Saldana, Jr., trust beneficiary (“Plaintiffs”) and Wells Fargo Bank, N.A.
3 successor by merger with Wells Fargo Bank Southwest, N.A., f/k/a Wachovia
4 Mortgage, FSB and World Savings Bank, FSB (“Wells Fargo”) and The Bank of New
5 York Mellon, f/k/a the Bank of New York (collectively the “Bank Defendants”) and
6 U.S. Bank (collectively the “Parties”), by and through their respective counsel.

7 **RECITALS**

8 WHEREAS, the Bank Defendants’ demurrer to plaintiffs’ complaint is set for
9 hearing on September 6, 2018 and is fully briefed [Doc 28];

10 WHEREAS, U.S. Bank’s demurrer and motion to strike was set for hearing on
11 October 25, 2018 and is fully briefed [Doc 31 and 32];

12 WHEREAS, this Court, *sua sponte*, advanced U.S. Bank’s demurrer and
13 motion to strike hearing to September 6, 2018 [Doc 35];

14 WHEREAS, a Case Management Conference is scheduled in this Court on
15 September 6, 2018 at 2:00 p.m.;

16 WHEREAS, U.S. Bank’s counsel is in San Diego, California. Therefore,
17 making a personal appearance will involve travel costs and expenses that could
18 otherwise be avoided by making a telephonic appearance; and

19 WHEREAS, the Parties agree that the Case Management Conference can and
20 should go forward with U.S. Bank’ attorney appearing telephonically throughout the
21 conference and at the motion to dismiss and strike hearings.

22 **STIPULATION**

23 NOW, THEREFORE, BASED UPON THE FOREGOING RECITALS, THE
24 PARTIES HEREBY STIPULATE AND AGREE AS FOLLOWS:

25 1. U.S. Bank’s counsel is permitted to appear telephonically for the Case
26 Management Conference and Motion to Dismiss and Strike hearings on September 6,
27 2018, subject to Court approval.

28

1 IT IS SO STIPULATED.

2 DATED: August 13, 2018

KIRBY & McGUINN, A P.C.

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BY: /s/ Jana Logan

4

JANA LOGAN

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Attorneys for Defendant

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U.S. Bank, National Association as Legal

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Title Trustee for the Truman 2016 SC6

Title Trust

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9 DATED: August 13, 2018

LAW OFFICE OF MARK W. LAPHAM

10

BY: /s/ Mark W. Lapham

11

MARK W. LAPHAM

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Attorneys for Plaintiffs

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Amelia Saldana, as trustee of the Saldana

Revocable Family Trust and Jose G.

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Saldana, Jr., trust beneficiary

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16 DATED: August 13, 2018

ANGLIN, FLEWELLING,
RASMUSSEN, CAMPBELL &
TRYTTEN LLP

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BY: /s/ Michael Rapkine

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Michael Rapkine

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Attorneys for Defendants

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Wells Fargo Bank, N.A. successor by

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merger with Wells Fargo Bank Southwest,

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N.A., f/k/a Wachovia Mortgage, FSB and

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World Savings Bank, FSB ("Wells Fargo")

24

and The Bank of New York Mellon, f/k/a

25

the Bank of New York

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27 DATED: 8/15/2018

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