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**\*ORDER E-FILED 2/6/2008\***

6 Attorneys for Defendant  
 7 BNC MORTGAGE, INC.

8 UNITED STATES DISTRICT COURT  
 9 NORTHERN DISTRICT OF CALIFORNIA  
 10 SAN JOSE DIVISION

12 JUAN MEDINA, MARIA ANTONETTE  
 13 GARCIA, OSCAR AND ODULIA  
 14 ALANIZ, FRANCISCO LOPEZ AND  
 15 MARIA CARRILLO, ADALBERTO  
 16 AND MARIA REYES, JOSEPH AND  
 17 YOLANDA HIDALGO, CARLOS AND  
 18 VERONICA APARICIO, RICARDO  
 19 GOMEZ AND MARIA ROSAS, AND  
 20 MARIA GARIBAY,

Case No. C 05-02905 HRL  
 Related Case No. C 05-02904 HRL

**STIPULATION AND ~~PROPOSED~~ ORDER  
 RESCHEDULING HEARING ON  
 PLAINTIFFS' MOTION TO COMPEL**

**(MODIFIED BY THE COURT)**

Plaintiffs,

v.

19 ARGENT MORTGAGE COMPANY,  
 20 LLC, BNC MORTGAGE, INC.,  
 21 HERMAN MICHAEL COVARRUBIAS,  
 22 CESAR PONTE aka CESAR  
 23 VALVERDE, ESPERANZA  
 24 VALVERDE, SUMMIT MORTGAGE  
 25 REALTY, INC., AND R+ FINANCIAL,  
 26 INC., dba AMERIMAC FIRST  
 27 MORTGAGE,

Defendants.

Due to the fact that Defendant BNC Mortgage, Inc. ("BNC") AND Plaintiffs Maria

1 Garibay, Yolanda Hidalgo, Joseph Hidalgo, Adalberto Reyes, Maria Reyes, Carlos Aparacio,  
2 Veronica Aparacio, Francsico Lopez, and Maria Carrillo are currently finalizing the terms of their  
3 settlement, these parties, by and through their counsel, agree and stipulate that Plaintiffs' Motion  
4 to Compel, currently scheduled for hearing February 19, 2008, should be re-scheduled as follows:

5 BNC's Opposition shall be due on Tuesday, February 19, 2008.

6 Plaintiffs' Reply shall be due on Tuesday, February 26, 2008.

7 The hearing on the motion shall take place on Tuesday, March ~~4~~<sup>11</sup> 2008.

8 IT IS SO STIPULATED:

9  
10 Dated: February 5, 2008

HOWREY LLP

11  
12 By: /s/ David A. Makman  
13 David A. Makman  
14 Attorney for Plaintiffs

15 Dated: February 5, 2008

MORGAN LEWIS & BOCKIUS LLP

16  
17  
18 By: /s/ Courtney L. Landis  
19 Courtney L. Landis  
20 Attorney for BNC

21 **PURSUANT TO STIPULATION (AS MODIFIED BY THE COURT),**  
22 **IT IS SO ORDERED:**

23  
24 Dated: February 6, 2008

25 By:   
26 HOWARD R. LLOYD  
27 UNITED STATES MAGISTRATE  
28 JUDGE