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 ATTORNEYS FOR PLAINTIFF and ALL OTHERS
 10 SIMILARLY SITUATED

11 UNITED STATES DISTRICT COURT
 12 FOR THE NORTHERN DISTRICT OF CALIFORNIA
 13 SAN JOSE DIVISION

14 ENEIDA AMPARAN, individually and on behalf of
 all others similarly situated,
 15
 Plaintiff,
 16
 v.
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 18 PLAZA HOME MORTGAGE, INC.,
 WASHINGTON MUTUAL MORTGAGE
 SECURITIES CORP. and DOES 1 through 10
 19 inclusive,
 20 Defendants.

Case No.: C-07-04498-JF
CLASS ACTION
 STIPULATION AND ~~PROPOSED~~
 ORDER FOR DEFENDANT'S TIME TO
 FILE RESPONSIVE PLEADING TO
 SECOND AMENDED COMPLAINT
 Dept: Courtroom 4
 Judge: Jeremy Fogel
 Complaint Filed: August 29, 2007
 Trial Date: Not yet set.

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1 WHEREAS, Plaintiff ENEIDA AMPARAN (hereinafter "Plaintiff") filed a Second
2 Amended Complaint (SAC);

3 WHEREAS, Defendant PLAZA HOME MORTGAGE, INC. (hereinafter "Defendant")
4 informed Plaintiff of their intent to file a Motion to Dismiss and Motion to Strike the SAC;

5 WHEREAS, Plaintiff recommended November 7, 2008 as the hearing date for this
6 motion;

7 WHEREAS, the court confirmed this date would be convenient for the court and
8 requested Defendant to forward confirmation to the court that Plaintiff and Defendant agree on
9 this hearing date and briefing schedule.

10 Subject to the court's approval, Plaintiff and Defendant, hereby stipulate and agree
11 pursuant to Northern District of California Civil Local Rule 6(a), as follows:

12 **THE PARTIES AGREE AND STIPULATE TO:**

- 13 1. Defendant's responsive pleading(s) shall be filed on or before October 2, 2008;
14 2. Plaintiff's opposition to such responsive pleadings shall be filed on or before October 17,
15 2008;
16 3. Defendant's reply to any such opposition shall be filed on or before October 24, 2008;
17 4. The court shall hear this matter, without a tentative ruling, on November 7, 2008 at 9:00
18 a.m.

19
20 DATED: DREIER LLP

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22 By: /s/ Lee A. Weiss
23 Lee A. Weiss, Esq.
24 Attorneys for Plaintiff, ENEIDA
AMPARAN

25 DATED: PROCOPIO, CORY, HARGREAVES &
26 SAVITCH LLP

27 By: /s/ John D. Alessio
28 John D. Alessio, Esq.
Attorneys for Defendant. PLAZA HOME
MORTGAGE, INC.

1 **[PROPOSED] ORDER**

2 Pursuant to the Stipulation of counsel and for good cause shown, IT IS HEREBY

3 ORDERED that:


- 4 1. Defendant's responsive pleading(s) shall be filed on or before October 2, 2008;
- 5 2. Plaintiff's opposition to such responsive pleadings shall be filed on or before October 17,
- 6 2008;
- 7 3. Defendant's reply to any such opposition shall be filed on or before October 24, 2008;
- 8 4. The court shall hear this matter, without a tentative ruling, on November 7, 2008 at 9:00
- 9 a.m.

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11 IT IS SO ORDERED

12 DATED: 9/18/08

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15 Hon. Jeremy Fogel
16 United States District Court Judge

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