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10 Attorneys for Defendants WELLS FARGO BANK, N.A., AS TRUSTEE OF THE
11 HARBORVIEW MORTGAGE LOAN TRUST 2006-10

12 * Additional parties and counsel listed below

13 **UNITED STATES DISTRICT COURT**
14 **NORTHERN DISTRICT OF CALIFORNIA – SAN JOSE DIVISION**

15 MARJORIE BROOKS, individually and on)
16 behalf of herself and all others similarly)
17 situated,)
18 Plaintiffs,)
19 v.)
20 COMUNITY LENDING, INC., RBS)
21 FINANCIAL PRODUCTS, INC., f/k/a)
22 GREENWICH CAPITAL FINANCIAL)
23 PRODUCTS, INC., RBS ACCEPTANCE)
24 CORP., f/k/a GREENWICH CAPITAL)
25 ACCEPTANCE, INC., GMAC MORTGAGE,)
26 LLC, WELLS FARGO BANK, N.A., AS)
27 TRUSTEE OF THE HARBORVIEW)
28 MORTGAGE LOAN TRUST 2006-10 and)
DOES 5 through 10, inclusive,)
Defendants.)

CASE NO. C-07-04501-JF
Hon. Jeremy Fogel
**[PROPOSED] ORDER GRANTING
STIPULATION TO SET BRIEFING
SCHEDULE AND HEARING DATE ON
DEFENDANTS’ MOTIONS TO DISMISS
SIXTH AMENDED COMPLAINT**

1 Having read and considered the Stipulation to Set Briefing Schedule and Hearing Date on
2 Defendants' Motions to Dismiss Sixth Amended Complaint ("SAC"), executed by and between
3 Plaintiff Marjorie Brooks ("Plaintiff") and Defendants Wells Fargo Bank, N.A., as Trustee of the
4 HarborView Mortgage Loan Trust 2006-10, RBS Financial Products, Inc., f/k/a Greenwich Capital
5 Financial Products, Inc. and RBS Acceptance Corp., f/k/a Capital Acceptance, Inc. (collectively,
6 "Defendants"), and good cause appearing therefore,

7 IT IS HEREBY ORDERED that:

- 8 (1) Defendants shall file their motions to dismiss the SAC on or before November 24,
9 2009;
- 10 (2) Plaintiff shall file her responses to Defendants' motions on or before December 18,
11 2009;
- 12 (3) Defendants shall file their replies on or before January 15, 2010; and
- 13 (4) A hearing on Defendants' motions is set for January 29, 2010 at 9:00 a.m.

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

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16 Dated: 11/5/09 _____

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18 _____
19 Honorable Jeremy Fogel
20 UNITED STATES DISTRICT JUDGE
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