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Attorneys for Plaintiff and Proposed Classes

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION**

JAY RALSTON, individually and on behalf of
all others similarly situated,

Plaintiff,

v.

MORTGAGE INVESTORS GROUP, INC.;
MORTGAGE INVESTORS GROUP, a
general partnership; COUNTRYWIDE HOME
LOANS, INC.; and DOES 3-10,

Defendants.

Case No. 5:08-CV-00536-JF (PSGx)

**JOINT STIPULATION AND [PROPOSED]
ORDER RE: CASE DEADLINES
PENDING SETTLEMENT DISCUSSIONS**

Courtroom: 3 - 5th Floor
Judge: Hon. Jeremy Fogel
Magistrate: Hon. Paul Singh Grewal

1 **JOINT STIPULATION AND ORDER RE: CASE DEADLINES PENDING SETTLEMENT DISCUSSIONS**

2 Pursuant to Fed. R. Civ. P. 6(b), Jay J. Ralston (“Plaintiff”) and defendants Countrywide
3 Home Loans, Inc. (“CHL”), Mortgage Investors Group, Inc., and Mortgage Investors Group
4 (collectively, “Defendants”) hereby jointly stipulate and request the Court to extend the class
5 certification briefing deadlines and hearing in this case in order to permit them to explore a potential
6 resolution of this litigation in a mediation with the Honorable Edward A. Infante (Ret.) scheduled for
7 August 2, 2011. In support of this Joint Stipulation, the parties state as follows:

8 1. This is a putative class action brought by Plaintiff against Defendants, asserting
9 claims for fraudulent omissions and violation of the UCL.

10 2. By Minute Order dated February 11, 2011 (“Order”) (Dkt. No. 214) (adopting
11 Defendants’ proposed case schedule in Dkt. No. 208), this Court set various deadlines for class
12 certification briefing, including a May 20, 2011 deadline for Plaintiff’s class certification motion, a
13 June 17, 2011 deadline for Defendants’ opposition, and a July 15, 2011 deadline for Plaintiff’s reply
14 submissions.

15 3. In the Order, this Court also set July 29, 2011 as the hearing date for Plaintiff’s class
16 certification motion.

17 4. Plaintiff filed his class certification motion on May 20, 2011, and thereafter filed a
18 corrected class certification motion on May 25, 2011.

19 5. Plaintiff and CHL have agreed to explore a potential resolution of this matter with the
20 assistance of a third-party mediator, Judge Infante of JAMS, and have scheduled a mediation for
21 August 2, 2011. This mediation date was the first available to Judge Infante, the parties and the
22 parties’ counsel.

23 6. In light of the pending mediation, the parties jointly request that this Court (a) extend
24 Defendants’ deadline to file their class certification opposition submissions from June 17, 2011 to
25 August 30, 2011; (b) extend Plaintiff’s deadline to file his reply submissions from July 15, 2011 to
26 September 30, 2011; and (c) reschedule the July 29, 2011 class certification hearing to October 14,
27 2011.

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Dated: June 4, 2011

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Dated: June 4, 2011

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ORDER

Upon consideration of the parties' Stipulation and having good cause therefore, **IT IS HEREBY ORDERED** that (a) Defendants' deadline to file their opposition submissions is extended from June 17, 2011 to August 30, 2011; (b) Plaintiff's deadline to file his reply submissions is extended from July 15, 2011 to September 30, 2011; and (c) the class certification hearing is rescheduled from July 29, 2011 to October 14, 2011.

IT IS ORDERED.

Dated: June 6, 2011



HON. JEREMY FOGEL
United States District Judge