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11 Attorneys for Defendant
 eAppraiseIT, LLC (named as First American eAppraiseIT)

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

16 FELTON A. SPEARS, JR. and SIDNEY
 SCHOLL, on behalf of themselves and all others)
 17 similarly situated,)

Case No. 5-08-CV-00868 RMW

CLASS ACTION

18 Plaintiffs,

**STIPULATION AND [] ORDER
 SETTING BRIEFING SCHEDULE**

19 vs.

20 FIRST AMERICAN EAPPRAISEIT (a/k/a)
 eAppraiseIT, LLC),)
 21 a Delaware limited liability company; and)
 LENDER'S SERVICE, INC., a Delaware limited)
 22 liability company,)

Courtroom: Courtroom 6, 4th Floor
 Judge: Hon. Ronald M. Whyte

23 Defendants.)

24 _____)

1 Pursuant to Local Rules 6-1 and 6-2, it is hereby stipulated and agreed by Plaintiffs and
2 defendant EAPPRAISEIT, LLC (named as FIRST AMERICAN EAPPRAISEIT), by and through
3 their attorneys of record, as follows:

4 Plaintiffs intend to file a renewed motion for class certification to address the issues raised
5 in the Court's July 2, 2010 Order Denying Motion For Class Certification Without Prejudice
6 (Docket #209). Pursuant to the Court's direction during the August 13, 2010 case management
7 conference, the parties hereby stipulate to the following briefing schedule regarding this motion:

8 November 19, 2010	Deadline for Plaintiffs to file and serve their renewed motion for class 9 certification
10 December 23, 2010	Deadline for Defendant to file and serve its opposition to Plaintiffs' 11 renewed motion for class certification
12 January 7, 2011	Deadline for Plaintiffs to file and serve their reply brief in support of 13 their renewed motion for class certification
14 January 21, 2011	Hearing regarding Plaintiffs' renewed motion for class certification 15 at 9:00 A.M.

16 In reaching this stipulation, the parties worked to avoid conflicts with counsel's holiday
17 vacations as this Court directed.

18 Pursuant to the Court's August 13, 2010 Minute Order (Docket #214), the hearing
19 regarding Plaintiffs' renewed motion for class certification is currently scheduled for January 14,
20 2011 at 9:00 A.M.

1 IT IS SO STIPULATED

2 Dated: September 2, 2010

STEMBER FEINSTEIN DOYLE PAYNE &
CORDES LLC

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BRAUN LAW GROUP

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LAW OFFICE OF JANET LINDNER
SPIELBERG

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SPIRO MOSS LLP

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By /s/ Joseph N. Kravec, Jr.

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JOSEPH N. KRAVEC, JR.

Attorneys for Plaintiffs

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FELTON A. SPEARS, JR. and SIDNEY

SCHOLL

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Dated: September 2, 2010

DLA PIPER LLP (US)

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By /s/ Carter Ott

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CARTER W. OTT

Attorneys for Defendant

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EAPPRAISEIT, LLC (named as FIRST
AMERICAN EAPPRAISEIT)

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I, Carter Ott, am the ECF user whose ID and password are being used to file this

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STIPULATION AND [PROPOSED] ORDER SETTING BRIEFING SCHEDULE. In

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compliance with General Order 45, X.B., I hereby attest that Joseph Kravec, Jr. has concurred in

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this filing.

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ORDER

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The hearing regarding Plaintiffs' renewed motion for class certification is hereby

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continued from January 14, 2011 to January 21, 2011 at 9:00 A.M. Plaintiffs shall file and serve

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their renewed motion for class certification on or before November 19, 2010; Defendant shall file

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and serve their opposition to this motion on or before December 23, 2010; and Plaintiffs shall file

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1 and serve their reply in support of their renewed motion for class certification on or before
2 January 7, 2011.

3 PURSUANT TO STIPULATION, IT IS SO ORDERED.

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5 DATED: 9/15, 2010

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By *Ronald M. Whyte*
HONORABLE RONALD M. WHYTE
United States District Judge

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