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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 CONTINUING 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.)

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 1. On November 19, 2010, Plaintiffs filed and served a Renewed Motion For Class
5 Certification to address the issues raised in the Court's July 2, 2010 Order Denying Motion For
6 Class Certification Without Prejudice (Docket #209), in addition to expert reports from three
7 proposed expert witnesses. Shortly after, Plaintiffs produced documents related to these expert
8 opinions.

9 2. To assist defendant EAPPRAISEIT, LLC ("EA") with obtaining discovery
10 necessary to respond to the Renewed Motion For Class Certification, and to permit Plaintiffs to
11 obtain discovery from any experts EA may rely upon in its opposition to that motion, the parties
12 hereby stipulate to continue the current briefing schedule as follows:

| | |
|------------------------------------|---|
| 13 February 4, 2011 | Last day for EA to depose the expert witnesses Plaintiffs rely upon in their renewed motion for class certification |
| 14 March 18, 2011 | Last day for EA to file and serve its opposition to Plaintiffs' renewed motion for class certification |
| 15 March 28, 2011 | Last day for EA to produce documents regarding expert witnesses it relies upon in support of its opposition to Plaintiffs' renewed motion for class certification, pursuant to Fed. R. Civ. P. 26 |
| 16 April 29, 2011 | Last day for Plaintiffs to depose expert witnesses relied upon by EA in support of its opposition to the renewed motion for class certification |
| 17 June 3, 2011 | Deadline for Plaintiffs to file and serve their reply brief in support of their renewed motion for class certification |
| 18 June 21, 2011, 9:00 A.M. | Hearing regarding Plaintiffs' renewed motion for class certification |

19 3. This is the first instance in which the parties have sought to continue these dates.

20 IT IS SO STIPULATED

1 Dated: December 21, 2010

STEMBER FEINSTEIN DOYLE PAYNE &
CORDES LLC

3 BRAUN LAW GROUP

4 LAW OFFICE OF JANET LINDNER

5 SPIRO MOSS LLP

6 By /s/ Joseph N. Kravec, Jr.

JOSEPH N. KRAVEC, JR.

Attorneys for Plaintiffs

7 FELTON A. SPEARS, JR. and SIDNEY
8 SCHOLL

9 Dated: December 21, 2010

DLA PIPER LLP (US)

11 By /s/ Carter Ott

CARTER W. OTT

Attorneys for Defendant

12 EAPPRAISEIT, LLC (named as FIRST
13 AMERICAN EAPPRAISEIT)

14 I, Carter Ott, am the ECF user whose ID and password are being used to file this
15 STIPULATION AND [PROPOSED] ORDER CONTINUING BRIEFING SCHEDULE. In
16 compliance with General Order 45, X.B., I hereby attest that Joseph Kravec, Jr. has concurred in
17 this filing.

18 **ORDER**

19 IT IS HEREBY ORDERED as follows:

20 1. Defendant shall have until February 4, 2011 to depose the expert witnesses
21 Plaintiffs rely upon in their renewed motion for class certification. Defendant's last day to file
22 and serve its opposition to Plaintiffs' renewed motion for class certification is hereby continued
23 from December 23, 2010 to March 18, 2011. Following the filing of that opposition, Defendants
24 shall have until March 28, 2011 to produce documents, pursuant to Fed. R. Civ. P. 26, regarding
25 the experts it may rely upon in its opposition to the renewed motion for class certification.

26 2. Plaintiffs shall have until April 29, 2011 to depose the expert witnesses Defendant
27 relies upon in its opposition to Plaintiffs' renewed motion for class certification. Plaintiffs' last
28

1 day to file and serve their reply in support of their renewed motion for class certification is hereby
2 continued from January 7, 2011 to June 3, 2011.

3 3. The hearing regarding Plaintiffs' renewed motion for class certification is hereby
4 continued from January 21, 2011 to June 24, 2011, at 9:00 A.M.

5 PURSUANT TO STIPULATION, IT IS SO ORDERED.

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7 DATED: 12/22, 2010

8 By 
9 HONORABLE RONALD M. WHYTE
United States District Judge

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