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11 GMAC MORTGAGE USA CORPORATION,  
12 HOMECOMINGS FINANCIAL, LLC and  
EXECUTIVE TRUSTEE SERVICES, LLC

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

16 CARLOS H. PEREZ, individually and on behalf )  
17 of the general public, )  
18 )  
Plaintiff, )  
19 )  
v. )  
20 GMAC MORTGAGE USA CORPORATION )  
21 a/k/a GMAC MORTGAGE, LLC, a Delaware )  
22 corporation, et al., )  
23 Defendants. )

CASE NO. C08-01972-JW  
)  
) Hon. James Ware  
)  
) ~~[PROPOSED]~~ ORDER GRANTING  
) LEAVE TO FILE SECOND AMENDED  
) COMPLAINT AND SETTING  
) ASSOCIATED DEADLINES



24 Having read the Stipulation re Filing of Second Amended Complaint and Associated  
25 Deadlines, and good cause appearing:

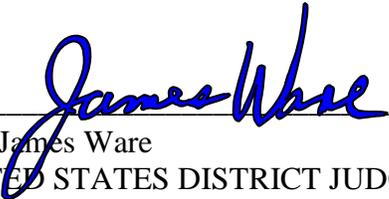
26 (1) Plaintiff is granted leave to file a Second Amended Complaint on or before February  
27 13, 2009;

1 (2) Defendants will have until March 6, 2009, to answer or otherwise respond to  
2 Plaintiff's SAC; and

3 (3) Defendants shall have no obligation to respond to the existing First Amended  
4 Complaint.

5 IT IS SO ORDERED.

6  
7 Dated: January 23, 2009

8   
9 Hon. James Ware  
10 UNITED STATES DISTRICT JUDGE

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