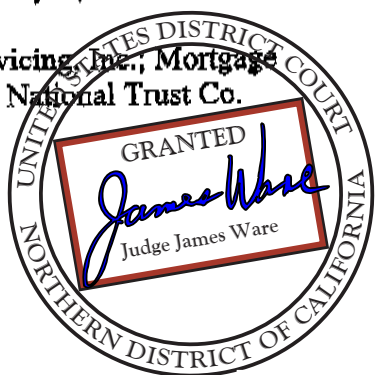


1 WRIGHT, FINLAY & ZAK, LLP
2 T. Robert Finlay, Esq., SBN 167280
3 Nicholas G. Hood, Esq., SBN 238620
4 4665 MacArthur Court, Suite 280
5 Newport Beach, CA 92660 (Anderson, David/Stip. To Extend Time To Respond)
6 Tel: (949) 477-5050; Fax: (949) 477-9200
7 Attorneys for Defendants, American Home Mortgage Servicing, Inc.; Mortgage
8 Electronic Registration Systems, Inc.; and Deutsche Bank National Trust Co.

9 BOHNER, ROSENTHAL & DUSENBURY
10 Douglas K. Dusenbury, Esq.
11 787 Munras Avenue, Suite 200
12 Monterey, CA 93942
13 Tel: (831) 649-5551; Fax: (831) 649-0272
14 Attorneys for Plaintiffs



12/29/2008

11 UNITED STATES DISTRICT COURT
12 FOR THE NORTHERN DISTRICT OF CALIFORNIA

14 DAVID P. ANDERSON, an individual;
15 KELLI FOY-ANDERSON, an individual,
16 Plaintiffs,

17 vs.

18 AMERICAN HOME MORTGAGE
19 ACCEPTANCE, INC., a Maryland
20 Corporation; AMERICAN HOME
21 MORTGAGE SERVICING, INC., a
22 Delaware Corporation; MORTGAGE
23 ELECTRONIC REGISTRATION
24 SYSTEMS, INC., a Delaware Corporation;
25 DEUTSCHE BANK NATIONAL TRUST
26 CO.; FIDELITY NATIONAL
27 FORECLOSURES AND BANKRUPTCY
28 SOLUTIONS, a Minnesota Corporation;
T.D. SERVICE CO.; JOHN and JANE
DOES 1 through 10,
Defendants.

Case No. 5:08-CV-05004-JW

**STIPULATION ENLARGING
DEFENDANTS' TIME TO RESPOND
TO PLAINTIFFS' COMPLAINT**

[Civil L.R. 6-1(a)]

1 COMES NOW, Plaintiffs, DAVID P. ANDERSON and KELLI FOY-
2 ANDERSON (collectively "Plaintiffs"), by and through their attorneys of record, Bohlen,
3 Rosenthal & Dusenbury, and Defendants, AMERICAN HOME MORTGAGE
4 SERVICING, INC. ("AHMSI"), MORTGAGE ELECTRONIC REGISTRATION
5 SYSTEMS, INC. ("MERS"), and DEUTSCHE BANK NATIONAL TRUST CO.
6 ("DBNTC") (collectively "Defendants"), by and through their attorneys of record,
7 Wright, Finlay & Zak, LLP, who stipulate as follows:

8 1. WHEREAS, on November 3, 2008, Plaintiffs filed a complaint
9 ("Complaint") in the United States District Court, Northern District of California, Case
10 No. 5:08-CV-05004-JW, styled: *Anderson v. American Home Mortgage Acceptance,*
11 *Inc., et al.* ("Action"), naming AHMSI, MERS and DBNTC, among others, as
12 Defendants;

13 2. WHEREAS, Defendant AHMSI's response to the Complaint must be
14 served on or before December 24, 2008;¹

15 3. WHEREAS, Defendant MERS' response to the Complaint must be served
16 on or before December 25, 2008;²

17 4. WHEREAS, Defendant DBNTC's response to the Complaint must be
18 served on or before January 1, 2009;³

19 5. WHEREAS, Plaintiffs and Defendants each desire to extend Defendants'
20 time to respond to Plaintiffs' Complaint until January 5, 2009;

21 6. WHEREAS, this stipulation will not alter the date of any event or any
22 deadline already fixed by an Order of the Court;

23 7. WHEREAS, this stipulation is brought in accordance with Civil L.R. 6-
24 1(a) and does not require an Order of the Court;

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28 ¹ Fed. Rules Civ. Proc., Rule 12(a)(1)(A)(i).

² *Id.*

³ *Id.*

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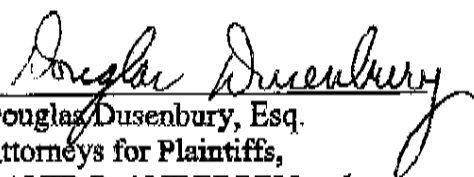
NOW THEREFORE, it is stipulated by and between Plaintiffs and Defendants as follows:

1. American Home Mortgage Servicing, Inc.'s; Mortgage Electronic Registration Systems, Inc.'s; and Deutsche Bank National Trust Co.'s time to respond to Plaintiffs' Complaint is extended and enlarged to January 5, 2009.

IT IS SO STIPULATED.

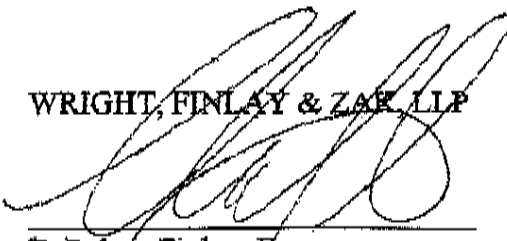
BOHEN, ROSENTHAL & DUSENBURY

Dated: December 24, 2008

By: 
Douglas Dusenbury, Esq.
Attorneys for Plaintiffs,
DAVID P. ANDERSON and
KELLI FOY-ANDERSON

WRIGHT, FINLAY & ZAK, LLP

Dated: December 23, 2008

By: 
T. Robert Finlay, Esq.
Nicholas G. Hood, Esq.
Attorneys for Defendants,
AMERICAN HOME MORTGAGE
SERVICING, INC.; MORTGAGE
ELECTRONIC REGISTRATION
SYSTEMS, INC.; and DEUTSCHE BANK
NATIONAL TRUST CO.

1 **PROOF OF SERVICE**

2 I, Cielo Tucay, declare as follows:

3 I am employed in the County of Orange, State of California. I am over the age of eighteen (18)
4 and not a party to the within action. My business address is 4665 MacArthur Court, Suite 280,
5 Newport Beach, California 92660. I am readily familiar with the practices of Wright, Finlay &
6 Zak, LLP, for collection and processing of correspondence for mailing with the United States
7 Postal Service. Such correspondence is deposited with the United States Postal Service the same
8 day in the ordinary course of business.

9 On December 24, 2008, I served the within **STIPULATION ENLARGING**
10 **DEFENDANTS' TIME TO RESPOND TO PLAINTIFFS' COMPLAINT** on all interested
11 parties in this action as follows:

12 by placing the original a true copy thereof enclosed in sealed envelope(s)
13 addressed as follows:

14 **SEE SERVICE LIST**

15 **BY MAIL SERVICE**) I placed such envelope(s) for collection to be mailed on this date
16 following ordinary business practices, via Certified Mail, Return Receipt Requested.

17 **(BY PERSONAL SERVICE)** I caused to be delivered such envelope by hand delivered
18 to the office of the addressee.

19 **By ELECTRONIC MAIL:** On December 5, 2008, from Newport Beach, California, I
20 caused each such document to be transmitted electronically to the parties at the e-mail
21 address indicated above. To the best my knowledge, the transmission was reported as
22 complete, and no error was reported that the electronic transmission was not completed.

23 **(BY FACSIMILE)** The facsimile machine I used, with telephone no. (949) 477-9200,
24 complied with California Rules of Court, Rule 2003, and no error was reported by the
25 machine. Pursuant to California Rules of Court, Rule 2006(d), I caused the machine to
26 print a transmission record of the transmission, a copy of which is attached to the original
27 Proof of Service.

28 **(BY FEDERAL EXPRESS - NEXT DAY DELIVERY)** I placed true and correct copies
of thereof enclosed in a package designated by Federal Express with the delivery fees
provided for.

(State) I declare under penalty of perjury under the laws of the State of California that the
foregoing is true and correct.

Executed on December 24, 2008, at Newport Beach, California.

Cielo Tucay
Cielo Tucay

SERVICE LIST

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Douglas Kent Dusenbury
Bohnen Rosenthal & Dusenbury
787 Munras Avenue
Suite 200
PO Box 1111
Monterey, CA 93942-1111
831-649-5551; 831-649-0272 (fax)
ddusenbury@mtrylegal.com
Attorney for Plaintiffs, David P. Anderson and Kelli Foy-Anderson

Michael Damon Hayes
Varga Berger Ledsky Hayes & Casey
224 S. Michigan Ave. #350
Chicago, IL 60604
312-341-9400; 312-341-2900 (fax)
mhayes@vblhc.com
Defendants, American Home Mortgage Acceptance Inc