

1 WILLIAM J. GOINES (SBN 061290)  
 2 KAREN ROSENTHAL (SBN 209419)  
 3 CINDY HAMILTON (SBN 217951)  
 4 GREENBERG TRAUERIG, LLP  
 1900 University Avenue, Fifth Floor  
 East Palo Alto, CA 94303

5 Telephone: (650) 328-8500  
 6 Facsimile: (650) 328-8508  
 7 Email: goinesw@gtlaw.com  
 rosenthal@gtlaw.com  
 hamiltonc@gtlaw.com

8 Attorneys for Defendant UNITED WESTERN BANK (f/k/a/  
 9 MATRIX CAPITAL BANK), a federal savings bank, duly  
 chartered under the laws of the United States of America  
 (erroneously designated a Colorado corporation)

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

15 ANITA HUNTER, an individual; et al.,  
 16  
 17 Plaintiffs;

18 v.

19 CITIBANK, N.A, a Nevada Corporation, et  
 20 al.,  
 21 Defendants.

Case No. C09-02079 JW

(Related to Case No. C07-02795 JW)

**STIPULATION AND ~~PROPOSED~~ ORDER  
 TO EXTEND TIME TO OCTOBER 11, 2010  
 FOR DEFENDANT UNITED WESTERN  
 BANK TO RESPOND TO THE THIRD  
 AMENDED COMPLAINT**

22 Defendant United Western Bank (f/k/a/ Matrix Capital Bank), a federal savings bank, duly  
 23 chartered under the laws of the United States of America (erroneously designated a Colorado  
 24 corporation (“UWB” or “Defendant”), by and through its undersigned counsel, in order to stipulate that  
 25 UWB shall have until October 11, 2010, to answer, move or otherwise respond to plaintiffs’ Third  
 26 Amended Complaint (Docket #267), states as follows:.

27 WHEREAS, Plaintiffs filed their Third Amended Complaint on September 10, 2010 [Docket  
 28 #381];

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 STIPULATION AND PROPOSED ORDER TO EXTEND TIME  
 TO RESPOND TO THIRD AMENDED COMPLAINT

1 WHEREAS, pursuant to Fed. R. Civ. P. 15(a)(3), UWB's response to the Third Amended  
2 Complaint is currently due on September 27, 2010;

3 WHEREAS, the extension will not affect any dates set by the Court in this matter,

4 THEREFORE, UWB and Plaintiffs respectfully stipulate that UWB be permitted to answer,  
5 move or otherwise respond to Plaintiffs' Third Amended Complaint by October 11, 2010.

6 Dated: September 20, 2010.

GREENBERG TRAURIG, LLP

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8 By: /s/ Karen Rosenthal

William J. Goines  
Karen Rosenthal

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10 *Attorney for Defendant United Western Bank  
(F/K/A/ Matrix Capital Bank)*

11  
12 Dated: September 20, 2010.

HOLLISTER & BRACE

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14 By: /s/ Michael Denver

Robert L. Brace  
Michael P. Denver  
1126 Santa Barbara St.  
P.O. Box 630  
Santa Barbara, CA 93102  
Telephone: (805) 963-6711  
Facsimile: (805) 965-0329  
Email: rlbrace@hbsb.com

15  
16  
17  
18 Thomas G. Foley, Jr., Esq.  
**FOLEY, BEZEK, BEHLE & CURTIS, LLP**  
15 W. Carillo St.  
Santa Barbara, CA 93101  
Telephone: (805) 962-9495  
Facsimile: (805) 962-0722  
Email: tfoley@foleybezek.com

19  
20  
21  
22 *Attorneys for the Hunter Plaintiffs and the Class*

23  
24 Anthony R. Zelle, Esq.  
Brian McDonough, Esq.  
**ZELLE, McDONOUGH & COHEN LLP**  
101 Federal Street, 14<sup>th</sup> Fl.  
Boston, MA 02110  
Telephone: (617) 742-6520, x 219  
Facsimile: (617) 742-1393  
Email: tzelle@zelmcd.com

25  
26  
27  
28 *Attorneys for Plaintiffs Quirk Infiniti, Inc. and the  
Class*

STIPULATION AND PROPOSED ORDER TO EXTEND TIME  
TO RESPOND TO THIRD AMENDED COMPLAINT

1  
2 ATTESTATION CLAUSE

3 I, Karen Rosenthal, am the ECF User whose ID and password are being used to file this  
4 STIPULATION TO EXTEND TIME TO OCTOBER 11, 2010 FOR DEFENDANT UNITED  
5 WESTERN BANK TO RESPOND TO THE SECOND AMENDED COMPLAINT. In compliance  
6 with General Order 45, X.B., I hereby attest that Michael P. Denver has concurred in this filing.  
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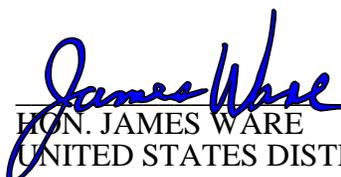
8 Date: September 20, 2010.

GREENBERG TRAURIG LLP

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11 By: /s/ Karen Rosenthal  
Karen Rosenthal

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14 IT IS SO ORDERED.

15 Dated: September 21, 2010

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HON. JAMES WARE  
UNITED STATES DISTRICT JUDGE