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 13 [additional counsel appear on signature page]

14 **IN THE UNITED STATES DISTRICT COURT**
FOR THE NORTHERN DISTRICT OF CALIFORNIA
 15 **SAN JOSE DIVISION**

16	JEFFREY SCHULKEN AND JENIFER)	CASE NO. 5:09-cv-02708-LHK
	SCHULKEN, individually and on behalf of a)	
17	class of similarly situated individuals,)	STIPULATION AND PROPOSED
	Plaintiffs,)	ORDER TO CONTINUE
18	v.)	DISCOVERY DEADLINES
)	AS MODIFIED
19	WASHINGTON MUTUAL BANK,)	
	HENDERSON, NEVADA; JPMORGAN CHASE)	Fifth Am. Complaint filed: 10/14/2011
20	BANK, N.A.,)	Judge: Hon. Lucy H. Koh
	Defendants.)	
21)	

22 WHEREAS, on July 27, 2011, the Court issued an Order setting a schedule for the
 23 remaining discovery in this case, as follows:

24	Additional expert disclosures:	November 22, 2011
25	Additional rebuttal expert disclosures:	December 6, 2011
26	Discovery cut-off:	January 12, 2012
27	Deadline for additional dispositive motions:	January 26, 2012

28 STIPULATION TO EXTEND DISCOVERY DEADLINES
 CASE NO. 5:09-cv-2708-LHK

1 Hearing on dispositive motions: March 1, 2012, at 1:30 pm

2 Pretrial conference: April 11, 2012, at 2:00 pm

3 Trial: April 30, 2012, at 9:00 am. Trial length
4 is estimated at 10 days.

5 (Dkt. 133).

6 WHEREAS, on October 13, 2011, the Court held a hearing on Plaintiffs’ Motion for
7 Class Certification which the Court took under advisement;

8 Whereas, on October 14, 2011, Plaintiffs Jeffrey and Jennifer Schulken (“Plaintiffs”)
9 filed their Fifth Amended Complaint, to which Defendant JPMorgan Chase Bank, N.A.
10 (“Defendant”) filed its Answer on October 28, 2011;

11 WHEREAS, the Parties are not certain as to what expert discovery may be needed or
12 relevant following this Court’s ruling on Plaintiffs’ Motion for Class Certification;

13 WHEREAS, in the interest of judicial economy and so that they may focus discovery
14 on relevant matters only, the Parties seek a 45-day extension of the above deadlines, pending
15 the Court’s consideration of the motion for class certification;

16 In light of the foregoing, the Parties hereby stipulate and agree, subject to this Court’s
17 approval, that the above deadlines are extended approximately 45 days as follows:

18 Additional expert disclosures: January 6, 2012

19 Additional rebuttal expert disclosures: January 20, 2011

20 Discovery cut-off: February 27, 2012

21 Deadline for additional dispositive motions: ~~March 12, 2012~~ March 5, 2012

22 Hearing on dispositive motions: ~~April 19, 2012, at 1:30 pm~~ April 12, 2012 at 1:30 pm

23 Pretrial conference: May 30, 2012, at 2:00 pm

24 Trial: June 18, 2012, at 9:00 am. Trial length
25 is estimated at 10 days.

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1 This Stipulation is made in good faith and not for the purposes of delaying this
2 litigation.

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4 Dated: November 21, 2011

Dated: November 21, 2011

5 By: /s/ Sean P. Reis

By: /s/ George G. Weickhardt

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21 **ORDER**

22 Pursuant to the stipulation,
23 IT IS SO ORDERED.

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25 Dated: November 22, 2011


UNITED STATES DISTRICT JUDGE LUCY H. KOH