

**\*\*E-Filed 1/27/2011\*\***

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Attorneys for Defendant  
 COUNTRYWIDE HOME LOANS, INC. (erroneously  
 sued as BANK OF AMERICA HOME LOANS.)

**UNITED STATES DISTRICT COURT**  
**NORTHERN DISTRICT OF CALIFORNIA, SAN JOSE DIVISION**

ERIN S. PEARCE, an individual

Plaintiff,

v.

BANK OF AMERICA HOME LOANS f/k/a  
 COUNTRYWIDE HOME LOANS, INC.,

Defendants.

Case No. 5:09-cv-03988-JF  
**ORDER APPROVING  
 JOINT STIPULATION TO VACATE  
 AND CONTINUE CASE  
 MANAGEMENT CONFERENCE IN  
 LIGHT OF CONDITIONAL  
 SETTLEMENT**

Honorable Judge Jeremy Fogel

Filed: August 28, 2009  
 Trial Date: Not yet assigned

This Stipulation is entered into between Plaintiff ERIN S. PEARCE (“Plaintiff”) and Defendant BANK OF AMERICA HOME LOANS formerly known as COUNTRYWIDE HOME LOANS, INC. (“Defendant”).

WHEREAS, a case management conference is currently scheduled for January 28, 2011 at 10:30 a.m.

SF01DOCS 16525.1

**JOINT STIPULATION TO VACATE AND  
 CONTINUE CASE MANAGEMENT  
 CONFERENCE IN LIGHT OF CONDITIONAL  
 SETTLEMENT**

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WHEREAS, on January 18, 2011, Plaintiff and Defendant reached a conditional settlement.

WHEREAS, Plaintiff anticipates dismissing this action in its entirety by no later than February 28, 2011.

NOW, THEREFORE, Plaintiff and Defendant, by and through their respective counsel of record, hereby agree and request this Court to vacate the Case Management Conference currently scheduled for January 28, 2011, and reschedule it for March 11, 2011, or at a later date convenient for the Court, to allow for sufficient time to finalize the settlement.

Dated: January 25, 2011

**JENKINS MULLIGAN & GABRIEL, LLP**  
**LAW OFFICES OF SIMMONS & PURDY**

By: /s/ Daniel J. Mulligan  
Daniel J. Mulligan  
Attorneys for Plaintiff  
ERIN S. PEARCE

Dated: January 25, 2011

**BRYAN CAVE LLP**

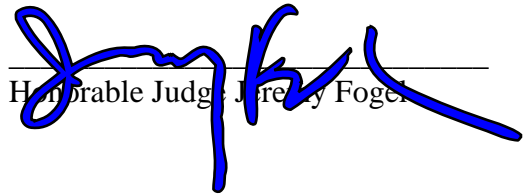
By: /s/ Bahareh Mostajelean  
Bahareh Mostajelean  
Attorneys for Defendant  
COUNTRYWIDE HOME LOANS, INC. (also  
erroneously sued as BANK OF AMERICA HOME  
LOANS)

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**[PROPOSED] ORDER**

Having reviewed the Stipulation of Plaintiff ERIN S. PEARCE and Defendant BANK OF AMERICA HOME LOANS formerly known as COUNTRYWIDE HOME LOANS, INC. (“Defendant”), and good cause appearing, IT IS ORDERED THAT the Case Management Conference currently set for January 28, 2011 shall be vacated. In the event that a settlement is not finalized, a further Case Management Conference will be set for March 11, 2011 at 10:30 a.m. The parties shall file a joint status report no later than March 4, 2011.

Dated: 1/27/2011

  
\_\_\_\_\_  
Honorable Judge Jeremy Fogel