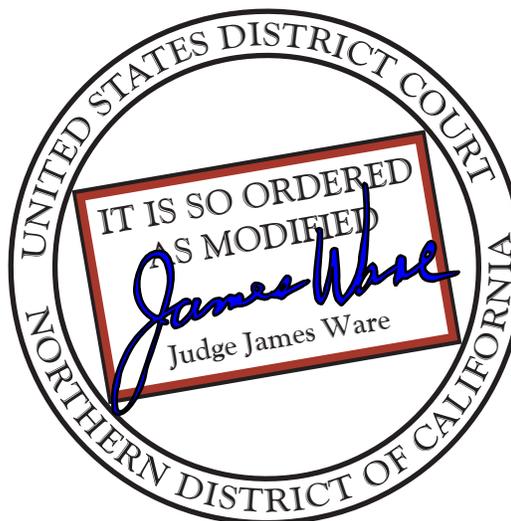


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7 Attorneys for
 8 Defendant RESIDENTIAL MORTGAGE CAPITAL

9
 10 **UNITED STATES DISTRICT COURT**
 11 **NORTHERN DISTRICT OF CALIFORNIA**

12 AARON BEMBRY, an individual and
 13 DEANNA BEMBRY, an individual,

14 Plaintiffs,
 15 vs.

16 GMAC MORTGAGE, LLC, Inc., a
 17 Delaware Corporation, and RESIDENTIAL
 18 MORTGAGE CAPITAL, a California
 19 Corporation, and DOES 1-50, inclusive

20 Defendants.

Case No. CV09-04206 JW

[Santa Clara County Superior Court, Case No.
 109-CV-148752]

**STIPULATION AND ~~PROPOSED~~
 ORDER EXTENDING THE EARLY
 NEUTRAL EVALUATION PROCESS
 UNTIL AFTER THE RULING ON
 MOTIONS TO DISMISS FIRST
 AMENDED COMPLAINT**

21 Pursuant to Civil Local Rules 6-1, 6-2 and 7-12, Defendants Residential Mortgage
 22 Capital ("RMC") and GMAC Mortgage, LLC, Inc. ("GMACM") and Plaintiffs Aaron Bembry
 23 and Deanna Bembry, by and through their respective counsel, hereby stipulate as follows:

24 1. RMC and GMACM both have motions to dismiss pending which will be heard on
 25 May 3, 2010.

26 ///

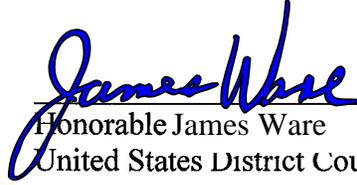
1 Dated:

/s/WENDELL J. JONES

2 Attorney for Aaron and Deanna Bemby

3
4 PURSUANT TO STIPULATION, IT IS SO ORDERED.

5
6 DATED: May 10, 2010

7 
8 Honorable James Ware
9 United States District Court Judge