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6 **Attorneys for Defendants**
PNC FINANCIAL SERVICES GROUP, INC.; NATIONAL CITY
 7 **BANK (dba NATIONAL CITY BANK OF INDIANA AND**
NATIONAL CITY MORTGAGE COMPANY) (erroneously sued
 8 **as ACCUBANE MORTGAGE, A DIVISION OF NATIONAL**
CITY BANK OF INDIANA, aka NATIONAL CITY BANK,
 9 **NATIONAL CITY MORTGAGE)**

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

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WOLFE & WYMAN LLP
 ATTORNEYS & COUNSELORS AT LAW

14 **JONATHAN KATZ,**
 15 **Plaintiff,**
 16 **v.**

Case No.: 5:09-cv-04866-JF

JOINT STIPULATED REQUEST SECOND
AMENDMENT TO ORDER TO ALLOW
ADDITIONAL TIME TO FILE AMENDED
PLEADING; [PROPOSED] ORDER

17 **CAL-WESTERN RECONVEYANCE**
CORPORATION, ACCUBANE MORTGAGE, A
 18 **DIVISION OF NATIONAL CITY BANK OF**
INDIANA, aka NATIONAL CITY BANK,
 19 **NATIONAL CITY MORTGAGE, PNC**
FINANCIAL SERVICES GROUP, INC., and ALL
 20 **PERSONS UNKNOWN CLAIMING ANY**
LEGAL OR EQUITABLE RIGHT, TITLE,
 21 **ESTATE, LIEN OR INTEREST IN THE**
PROPERTY DESCRIBED IN THE COMPLAINT
 22 **ADVERSE TO PLAINTIFFS' TITLE, OR ANY**
CLOUD UPON PLAINTIFFS' TITLE THERETO,
 23 **DOES 1 – 100,**
 24 **Defendants.**

26 The undersigned counsel, who represent all parties who have appeared, jointly request this
 27 honorable Court to amend the prior order herein granting Defendant's Motion to Dismiss with leave
 28 to amend dated January 27, 2010 (Document 21), which was later amended to allow an additional

1 thirty days to file an amended complaint, to allow 45 days further leave to amend beyond the present
2 due date for the amended complaint on March 30, 2010.

3 Good cause for the requested continuance exists in that a settlement proposal for agreement
4 to terms of loan modification - which was pending at the time of the initial amendment extending
5 time - is still pending between the parties, and if concluded would dispose of the case. Therefore, it
6 is in the best interests of all parties that additional time be allowed.

7 DATED: March 29, 2010

WOLFE & WYMAN LLP

8
9 By: 

STUART B. WOLFE
MEGAN E. GRUBER

10 **Attorneys for Defendants**
11 **PNC FINANCIAL SERVICES GROUP, INC.;**
12 **NATIONAL CITY BANK (dba NATIONAL CITY**
13 **BANK OF INDIANA AND NATIONAL CITY**
14 **MORTGAGE COMPANY)**

15
16 DATED: March 29, 2010

LAW OFFICE OF WILLIAM B. LOOK, JR.

17 By: //ss//

WILLIAM B. LOOK, JR.
Attorneys for Plaintiff
JONATHAN KATZ

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[PROPOSED] ORDER

The foregoing parties having requested a continuance of the present amended order permitting leave to amend per the original Order dated January 27, 2010 (Document 21), and good cause appearing to allow additional time;

It is hereby ORDERED, that plaintiff shall have an additional 45 days leave to amend.

IT IS SO ORDERED.

Date: 5/17/10



HON. JEREMY FOGEL
UNITED STATES DISTRICT COURT JUDGE


WOLFE & WYMAN LLP
ATTORNEYS & COUNSELORS AT LAW