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6 Attorneys for Defendants  
 7 LINC Housing Corporation, Corporate Fund for  
 Housing, LINC Franciscan Limited Partnership,  
 8 Franciscan Park, LLC, Hunter Johnson, Franciscan  
 Housing Corporation and Richard Berger in his capacity  
 9 as former director of LINC Housing Corporation and  
 officer of the Franciscan Housing Corporation  
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11 UNITED STATES DISTRICT COURT  
 12 NORTHERN DISTRICT OF CALIFORNIA  
 13 SAN JOSE DIVISION  
 14

15 FRANCISCAN MOBILE HOME OWNERS  
 FOR JUSTICE; ROSENDO QUINQUINI;  
 16 RORY MORDINOIA; ROBERT QUINN;  
 SANDRA HOLMAN; and MAMIE ZHU, And  
 17 on behalf of all others similarly situated,

18 Plaintiffs,

19 v.

20 LINC HOUSING CORPORATION;  
 CORPORATE FUND FOR HOUSING; LINC  
 FRANCISCAN LIMITED PARTNERSHIP;  
 21 FRANCISCAN PARK, LLC; HUNTER  
 JOHNSON; FRANCISCAN HOUSING  
 22 CORPORATION; RICHARD BERGER; DALY  
 CITY HOUSING DEVELOPMENT FINANCE  
 23 AGENCY; PACIFIC WEST MANAGEMENT;  
 FRANCISCAN ACQUISITION  
 24 CORPORATION; DAVID KENYON; and  
 DOES 1-50, inclusive,

25 Defendants.  
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No. CV 10 1087 JW HRL

STIPULATION AND [PROPOSED] ORDER EXTENDING TIME TO RESPOND TO COMPLAINT

1           IT IS HEREBY STIPULATED, by and between the parties hereto, through their  
2   respective counsel, that the time for Defendants LINC Housing Corporation, Corporate Fund for  
3   Housing, LINC Franciscan Limited Partnership, Franciscan Park, LLC, Hunter Johnson,  
4   Franciscan Housing Corporation, Richard Berger in his capacity as former director of LINC  
5   Housing Corporation and officer of the Franciscan Housing Corporation, and Pacific West  
6   Management (collectively, “Defendants”) to answer, move or otherwise respond to the complaint  
7   is extended to, and including, July 15, 2010, or such later time as Plaintiffs may have agreed, or  
8   might hereafter agree, with any party.

9           IT IS FURTHER STIPULATED that in order to avoid unnecessary legal expenses and in  
10   the interests of justice and judicial economy, Defendants will limit the initial motion to dismiss  
11   to the claim on which Plaintiffs assert federal subject matter jurisdiction, namely the First Cause  
12   of Action under Section 10(b) of the Securities and Exchange Act of 1934 and Rule 10b-5  
13   promulgated thereunder. The parties agree that if the Court denies Defendants’ motion to  
14   dismiss the First Cause of Action or if the Court grants Defendants’ motion but asserts  
15   supplemental jurisdiction over the remaining claims, Defendants have the right to move to  
16   dismiss any remaining claims within thirty days of the Court’s order.

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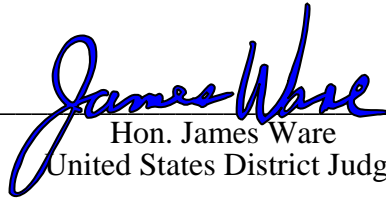




~~[PROPOSED]~~ ORDER

Based on the above stipulation of the Parties and for good cause appearing therefore,  
IT IS SO ORDERED.

DATED: June 14, 2010

  
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Hon. James Ware  
United States District Judge

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1 ATTESTATION PURSUANT TO GENERAL ORDER 45

2 I, Charlene S. Shimada, attest that concurrence in the filing of this document has been  
3 obtained from any signatories indicated by a “conformed” signature (/s/) within this e-filed  
4 document.

5 I declare under penalty of perjury under the laws of the United States of America that the  
6 foregoing is true and correct.

7 Executed this 10th day of June, 2010, at San Francisco, California.

8 BINGHAM MCCUTCHEN LLP  
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10 By: \_\_\_\_\_ /s/ Charlene S. Shimada  
11 Charlene S. Shimada

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16 Attorneys for Defendants LINC Housing  
17 Corporation, Corporate Fund for Housing, LINC  
18 Franciscan Limited Partnership, Franciscan Park,  
19 LLC, Hunter Johnson, Franciscan Housing  
20 Corporation and Richard Berger in his capacity as  
21 former director of LINC Housing Corporation and  
22 officer of the Franciscan Housing Corporation  
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