

1 Steve W. Dollar, Esq. [SBN 104365]  
 2 Brian D. McFarlin, Esq. [SBN 259099]  
 3 ERICKSEN ARBUTHNOT  
 4 152 North Third Street, Suite 700  
 5 San Jose, CA 95112  
 6 Telephone: (408) 286-0880  
 7 Facsimile: (408) 286-0337

8 Attorneys for Defendants  
 9 JSA APPRAISALS  
 10 and STEPHEN SCHWARTZ

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

13 FEDERAL DEPOSIT INSURANCE  
 14 CORPORATION as Receiver for INDYMAC  
 15 BANK, F.S.B.,

16 Plaintiff,

17 vs.

18 JSA APPRAISAL SERVICE, type of entity  
 19 unknown; and STEPHEN SCHWARTZ, an  
 20 Individual,

21 Defendants.

Case Number C10-02077-LHK (PVT)

**STIPULATION TO CONTINUE  
 MEDIATION COMPLETION DATE**

1 WHEREAS the Court issued an ADR Scheduling Order setting the mediation completion  
2 date for November 30, 2010.

3 WHEREAS counsel for Defendants JSA APPRAISAL SERVICE and STEPHEN  
4 SCHWARTZ has a trial in the District Court with Judge Ware for the case *Peter B., Inc., et al. v.*  
5 *Schantz, et al.*, Case no. C09-00360 JW. This trial starts on November 10, 2010 and was  
6 continued from October.

7 WHEREAS the parties and the mediator, Hon. Harkjoon Paik (retired), have agreed to  
8 continue the mediation from November 9, 2010 to December 9, 2010.

9 WHEREAS the parties wish for swift Court approval of a continued mediation  
10 completion date in order to finalize this new mediation date.

11 IT IS HEREBY STIPULATED AND AGREED by and between the parties hereto, by  
12 their respective counsel, that the mediation completion date in the above-captioned case,  
13 originally calendared for November 30, 2010, shall be continued until January 30, 2011.

14 DATED: October 28, 2010

ERICKSEN ARBUTHNOT

17 By: /s Steven W. Dollar

18 Steven W. Dollar

Brian D. McFarlin

19 Attorneys for JSA APPRAISAL SERVICE and  
20 STEPHEN SCHWARTZ

21 DATED: October 28, 2010

ANDERSON, McPHARLIN & CONNERS LLP

24 By: /s Vanessa H. Widener

25 Jesse S. Hernandez

Vanessa H. Widener

Jennifer S. Muse

26 Attorneys for Plaintiff, FEDERAL DEPOSIT  
27 INSURANCE CORPORATION as Receiver for  
28 INDYMAC BANK, F.S.B.

1 **Order**

2 By Execution of the above Stipulation to continue the mediation completion date  
3 and upon satisfaction of the Court that the continuance be granted,

4 IT IS HEREBY ORDERED that the mediation completion date in the above-  
5 captioned case be continued until January 30, 2011. IT IS FURTHER ORDERED that the  
6 Case Management Conference currently set for December 15, 2010 is hereby reset for  
7 February 23, 2011 at 2 p.m.

8  
9 Dated: November 1, 2010

10   
11 United States District Judge