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9 **Attorneys for Defendant**
 10 **SAXON MORTGAGE SERVICES, INC.**

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

13 OSCAR MADRIGAL SENCION, an individual
 14 Plaintiff,

Case No.: 5:10-cv-03108-JF

15 v.

16 SAXON MORTGAGE SERVICES, INC., a
 17 business of unknown form; OCWEN LOAN
 18 SERVICING, LLC; and, DOES 1 through 100,
 19 inclusive,
 20 Defendants.

**STIPULATION AND [PROPOSED]
 ORDER CONTINUING DATES AND
 DEADLINES IN THE COURT'S CASE
 MANAGEMENT ORDER**

W
WOLFE & WYMAN LLP
ATTORNEYS & COUNSELORS AT LAW

21 COME NOW Plaintiff OSCAR MADRIGAL SENCION (“Plaintiff”), Defendant SAXON
 22 MORTGAGE SERVICES, INC. (“Saxon”), and Defendant OCWEN LOAN SERVICING, LLC
 23 (“Ocwen”) (collectively, “Parties”) and hereby stipulate as follows.

24 WHEREAS, the Court entered a case management order on January 20, 2011, scheduling a
 25 trial date, pretrial conference, and other dates and deadlines, including, but not limited to, a fact
 26 discovery cut-off of May 2, 2011;

27 WHEREAS, Plaintiff thereafter filed his second amended complaint, which added a new
 28 defendant, Deutsche Bank National Trust Company, as trustee (“Deutsche Bank”);

WHEREAS, on April 8, 2011, the Court reassigned this case to the Honorable Jeremy Fogel;

WHEREAS, on April 11, 2011, the Court vacated the trial date and the pretrial conference
 date, apparently because of the judicial reassignment of the case;

1 WHEREAS, Deutsche Bank has not yet appeared in the case, and the time for Deutsche
2 Bank to respond to the second amended complaint has not yet expired; and

3 WHEREAS, Saxon and Ocwen have commenced written discovery, but the parties believe
4 that conducting the additional necessary discovery, in particular the necessary depositions, before the
5 existing (May 2, 2011) fact discovery cutoff would be inefficient because the case is not yet entirely
6 at issue and there is now no trial date;

7 NOW, THEREFORE, the Parties stipulate and agree that each of the dates and deadlines in
8 the Court's January 20, 2011 case management order shall be continued 120 calendar days, as
9 follows:

- 10 1. Fact Discovery Cutoff: August 30, 2011;
- 11 2. Designation of Opening Experts with Reports: September 29, 2011;
- 12 3. Designation of Rebuttal Experts with Reports: October 29, 2011;
- 13 4. Last Day for Dispositive Motion Hearing: January 29, 2012.

14 IT IS SO STIPULATED.

15 DATED: April 13, 2011

WOLFE & WYMAN LLP

16
17 By: /s/ Marcus T. Brown _____
STUART B. WOLFE
MARCUS T. BROWN
18 **Attorneys for Defendant**
SAXON MORTGAGE SERVICES, INC.

19 DATED: April 13, 2011

CENTURY LAW GROUP LLP

20
21 By: /s/ Rizza Gonzales _____
EDWARD O. LEAR
RIZZA GONZALES
22 **Attorneys for Plaintiff**
OSCAR MADRIGAL SENCION

23 DATED: April 13, 2011

HOUSER & ALISON APC

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25
26 By: /s/ Brian Edwards _____
BRIAN EDWARDS
27 **Attorneys for Defendant**
OCWEN LOAN SERVICING, LLC

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[PROPOSED] ORDER

Having reviewed the foregoing stipulation, and good cause appearing, the Court ORDERS that the dates and deadlines in the Court's January 20, 2011 case management order are hereby continued 120 calendar days, as follows:

1. Fact Discovery Cutoff: August 30, 2011;
2. Designation of Opening Experts with Reports: September 29, 2011;
3. Designation of Rebuttal Experts with Reports: October 29, 2011;
4. Last Day for Dispositive Motion Hearing: January 29, 2012.

IT IS SO ORDERED.

Dated: 4/14/11, 2011



JUDGE OF THE U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA