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19 UNITED STATES DISTRICT COURT
20 NORTHERN DISTRICT OF CALIFORNIA
21 SAN JOSE DIVISION

22 The Charles Schwab Corporation,
23 Plaintiff,
24 v.
25 Banc of America Securities LLC, et al.,
26 Defendants.
27

No. 10-CV-3489 LHK

**STIPULATION AND PROPOSED
ORDER FOR SINGLE
CONSOLIDATED REPLY BRIEF IN
SUPPORT OF MOTION TO REMAND**

28 **STIPULATION RE: REPLY BRIEF
ON MOTION TO REMAND**

(No. 10-CV-3489 LHK)

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STIPULATION

WHEREAS, on September 8, 2010, plaintiff The Charles Schwab Corporation (“Schwab”) filed a motion to remand this action to state court (the “Remand Motion”);

WHEREAS, by stipulation of the parties, as approved by this Court on November 18, 2010, hearing on the Remand Motion was set for February 3, 2011, with opposition briefs due on December 20, 2010, and any reply brief due on January 20, 2010;

WHEREAS, two opposition briefs were filed, one on behalf of defendants Banc of America Securities LLC and Banc of America Funding Corporation, of 21 pages (the “Bank of America Opposition”), and one on behalf of defendants Wells Fargo Bank, N.A., Wells Fargo Asset Securities Corporation, and UBS Securities LLC, of 24 pages in length (the “Wells Fargo/UBS Opposition”);

WHEREAS, Schwab believes it would be more efficient to file a single consolidated reply brief, rather than two reply briefs responding to the Bank of America Opposition and the Wells Fargo/UBS Opposition separately;

WHEREAS, the parties hereto have met and conferred and agreed that Schwab may file a single consolidated reply brief to both the Bank of America Opposition and the Wells Fargo/UBS Opposition, of a length not to exceed 20 pages of text;

NOW, THEREFORE, IT IS HEREBY STIPULATED BY AND AMONG THE PARTIES HERETO AND THEIR COUNSEL OF RECORD THAT, SUBJECT TO THE APPROVAL OF THE COURT:

Schwab may file a single consolidated reply brief to both the Bank of America Opposition and the Wells Fargo/UBS Opposition, of a length not to exceed 20 pages of text.

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Dated: January 18, 2011

GOODIN, MACBRIDE, SQUERI,
DAY & LAMPREY, LLP

THE CHARLES SCHWAB CORPORATION
GRAIS & ELLSWORTH LLP

By /s/ Anne Hayes Hartman
Anne Hayes Hartman
Attorneys for Plaintiff
THE CHARLES SCHWAB CORPORATION

Dated: January 18, 2011

CLEARY GOTTlieb STEEN & HAMILTON
LLP

DURIE TANGRI LLP

By /s/ Ragesh Tangri
Ragesh Tangri
Attorneys for Defendants
BANC OF AMERICA SECURITIES LLC and
BANC OF AMERICA FUNDING
CORPORATION

Dated: January 18, 2011

MUNGER, TOLLES & OLSON LLP

By /s/ James C. Rutten
James C. Rutten
Attorneys for Defendants
WELLS FARGO BANK, N.A., and WELLS
FARGO ASSET SECURITIES
CORPORATION

Dated: January 18, 2011

WILLIAMS & COLLOLLY LLP
SWANSON & McNAMARA LLP

By /s/ R. Hackney Wiegmann
R. Hackney Wiegmann
Attorneys for Defendant
UBS SECURITIES LLC

1 **ORDER**

2 NOW, THEREFORE, PURSUANT TO STIPULATION, IT IS SO ORDERED.

3 Dated: January 19, 2011

4 
5 _____
6 The Honorable Lucy H. Koh
7 United States District Court Judge

8 **FILER'S ATTESTATION**

9 I, Anne Hayes Hartman, am the ECF User whose ID and password are being used
10 to file this Stipulation and Proposed Order for Single Consolidated Reply Brief in Support of
11 Motion to Remand. In compliance with General Order 45, X.B., I hereby attest that the attorneys
12 listed as signatories above have concurred in this filing.

13 Dated: January 18, 2011

14 /s/Anne Hayes Hartman
15 Anne Hayes Hartman

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