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 16 **IN THE UNITED STATES DISTRICT COURT**
 17 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**

18 **SAN JOSE DIVISION**

19 THE CHARLES SCHWAB CORPORATION,

Case No. CV-10-3489-LHK-PSG

20 Plaintiff,

[PROPOSED] ORDER GRANTING BANK OF AMERICA DEFENDANTS' ADMINISTRATIVE MOTION FOR LEAVE TO FILE SUR-REPLY IN OPPOSITION TO PLAINTIFF'S MOTION TO REMAND, AS MODIFIED

21 vs.

22 BANC OF AMERICA SECURITIES LLC;
 BANC OF AMERICA FUNDING CORPORATION;
 23 UBS SECURITIES, LLC;
 WELLS FARGO ASSET SECURITIES CORPORATION;
 24 WELLS FARGO BANK, N.A.; AND, DOES 1-50,

Date: February 3, 2011
 Time: 1:30 p.m.
 Ctrm: Courtroom 4, 5th Floor

25 Defendants.

The Honorable Lucy H. Koh

1 The request of Defendants Banc of America Securities LLC and Banc of America
2 Funding Corporation (collectively, the "Bank of America Defendants") to file a sur-reply to the Motion
3 to Remand filed by Plaintiff The Charles Schwab Corporation having come before this Court, and good
4 cause having been shown, IT IS HEREBY ORDERED that the Bank of America Defendants' Sur-
5 Reply in Opposition to Plaintiff's Motion to Remand be accepted by this Court for filing.

6 As the moving party, Plaintiff The Charles Schwab Corporation may submit a sur-sur-
7 reply responding to the Bank of America Defendants' sur-reply by 5 p.m. January 28, 2011, not to
8 exceed 3 pages.

9 DATED: January 27, 2011

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11 THE HONORABLE LUCY H. KOH
12 UNITED STATES DISTRICT COURT JUDGE