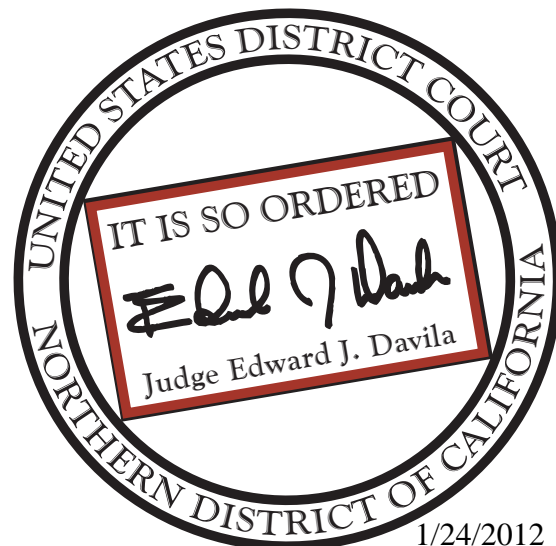


1 Holly S. Burgess (SBN: 104757)
 2 LAW OFFICES OF HOLLY S. BURGESS
 3 680 Auburn Folsom Road, Suite 109
 4 Auburn, CA 95603
 5 Telephone: (530) 889-8900
 6 Facsimile: (530) 820-1526
 7 Direct Dial: (530) 392-4641
 8 Email: hollyburgess@lohsb.com

9 Attorney for Plaintiffs
 10 CINDY IKEOKA

11 MICHAEL G. CROSS (SBN: 268999)
 12 SEVERSON & WERSON
 13 A Professional Corporation
 14 One Embarcadero Center, Suite 2600
 15 San Francisco, CA 94111
 16 Telephone: (415) 398-3344
 17 Facsimile: (415) 956-0439
 18 Email: mgc@severson.com

19 Attorneys for Defendants
 20 CHEVY CHASE BANK, FSB, and
 21 CAPITAL ONE, N.A. as successor by
 22 Merger with CHEVY CHASE BANK, FSB



1/24/2012

THE UNITED STATES DISTRICT COURT

THE NORTHERN DISTRICT OF CALIFORNIA – SAN JOSE DIVISION

16 D. STEWART ARMSTRONG and CINDY
 17 IKEOKA,

Plaintiff,

vs.

18 CHEVY CHASE BANK, FSB;
 19 CAPITAL ONE, N.A. as successor by merger with
 20 CHEVY CHASE BANK, FSB;
 21 MORTGAGE ELECTRONIC REGISTRATION
 22 SYSTEMS, INC.;;
 23 TD SERVICE COMPANY;
 24 US BANK;
 25 CCB LIBOR SERIES 2005-1 TRUST, and
 26 DOES 1-20, inclusive,

Defendants.

) CASE NO. 5:11-cv-05664-EJD
)
) **JOINT STIPULATION EXTENDING**
) **PLAINTIFF’S TIME TO ANSWER**
) **OR OTHERWISE RESPOND TO**
) **DEFENDANT’S MOTION TO**
) **DISMISS; AND [PROPOSED] ORDER**
) **THEREON**

) Hearing Date: March 23, 2012
) Time: 9:00 a.m.
) Dept.: Courtroom 1, 5th Floor
) Judge: Hon. Edward J. Davila

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28 ///

1 **STIPULATION**

2 This Stipulation is entered into by counsel for Plaintiffs D. STEWART ARMSTRONG and
3 CINDY IKEOKA (“Plaintiffs”) and counsel for Defendants CHEVY CHASE BANK, FSB;
4 CAPITAL ONE, N.A. as successor by merger with CHEVY CHASE BANK, FSB; (“Defendants”).

5 WHEREAS, on January 9, 2012, Defendants filed a Motion to Dismiss Plaintiff’s Complaint
6 in the above-court;

7
8 WHEREAS, Plaintiffs were served with the Motion to Dismiss as a result of electronic
9 notice-filing on January 9, 2012;

10 WHEREAS, pursuant to Local Rule 7-3 of the Northern District of California, Plaintiffs
11 must respond to the Motion to Dismiss not more than 14 days of service, or no later than January 23,
12 2012;

13
14 WHEREAS, pursuant to Local Rule 6-1 of the Northern District of California, Defendants
15 have granted Plaintiffs an initial extension until and including February 6, 2012, to answer or
16 otherwise respond to Defendant’s Motion to Dismiss.

17 **NOW, THEREFORE, Plaintiffs and Defendants desire and hereby STIPULATE as**
18 **follows:**

19 1. Plaintiffs shall have until, and including, February 6, 2012, to answer or otherwise respond
20 to Defendant’s Motion to Dismiss in this matter.

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22 2. Defendants shall have until, and including, February 13, 2012, to reply to any opposition,
23 if filed.

1 **IT IS SO STIPULATED.**

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Dated: January 20, 2012

THE LAW OFFICES OF HOLLY S. BURGESS

By _____ /s/ Holly S. Burgess
HOLLY S. BURGESS, Esq.
Attorney for Plaintiffs D. Stewart Armstrong and Cindy
Ikeoka

Dated: January 20, 2012

SEVERSON & WERSON

_____/s/ Michael C. Gross
By: Michael C. Gross, Esq.
Attorney for Chevy Chase Bank,. FSB and Capital One,
N.A. as successor by merger with Chevy Chase Bank,
FSB

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~~F. O. J. W. D.~~
[PROPOSED] ORDER

IT IS HEREBY ORDERED AS FOLLOWS:

1. 1. Plaintiffs shall have until, and including, February 6, 2012, to answer or otherwise respond to Defendant's Motion to Dismiss in this matter.

2. Defendants shall have until, and including, February 13, 2012, to reply to any opposition, if filed.

IT IS SO ORDERED.

Dated: 1/24/2012

F. O. J. W. D.

JUDGE OF THE FEDERAL COURT
UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA