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10 Attorneys for Defendant ING Bank FSB erroneously named as CAPITAL ONE, N.A.,
 11 successor in interest to ING BANK FSB

12 **UNITED STATES DISTRICT COURT, NORTHERN DISTRICT OF**
 13 **CALIFORNIA – SAN JOSE DIVISION**

14	GEETESH GOYAL,)	CASE NO.: CV 12-02759 RMW
15)	
16	Plaintiff,)	STIPULATION AND ()
17)	ORDER RE: EXPERT DISCOVERY
18	vs.)	CUTOFF
19)	
20	CAPITAL ONE, N.A., successor in)	
21	interest to ING BANK, FSB;)	
22	INTEGRATED LENDER SERVICES,)	
23	INC.; and DOES 1 through 100, inclusive)	
24)	
25	Defendants.)	
26)	

27 Plaintiff GEETESH GOYAL (“GOYAL”) and Defendant ING Bank FSB
 28 erroneously named as CAPITAL ONE, N.A., successor in interest to ING BANK FSB
 (“ING”) (collectively “Parties”) by and through their counsel of record have entered
 into the following Stipulation respectfully requesting an Order from this honorable
 court as follows:

WHEREAS on or about June 12, 2012 Defendant INTEGRATED LENDER
 SERVICES, INC., filed a Declaration of Non-monetary Status that was not objected

1 to making it a nominal party to these proceedings;

2 WHEREAS counsel for Plaintiff GOYAL and Defendant ING met and
3 conferred pursuant to Local Rule 16 and the Order Setting Initial Case Management
4 Conference to prepare a Joint Case Management Schedule and Joint Rule 26(f) report;

5 WHEREAS a Case Management Conference was held on September 7, 2012,
6 during which the Court set a schedule for this matter as reflected in the Order After
7 Hearing (*see Exhibit "A"* attached), and the Notice of Order After Case Management
8 Conference (*see Exhibit "B"* attached);

9 WHEREAS the Order After Hearing and Notice of Order After Case
10 Management Conference mistakenly identify the date for both the Disclosure of
11 Experts and Expert Discovery Cutoff as December 3, 2012;

12 WHEREAS both the Order After Case Management Conference and Notice of
13 Order After Case Management appear to have a clerical error making both the expert
14 witness designation and cut-off for expert witness discovery December 3, 2012;

15 WHEREAS the Parties intended to follow Local Rule 37-3 making the expert
16 witness discovery cutoff and regular discovery cutoff date both December 21, 2012,
17 thus permitting some discovery on any experts identified by the Parties on December
18 3, 2012.

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1 WHEREAS there is good cause appearing to modify the schedule pertaining
2 to the deadline for expert witness discovery in accordance with the intentions of the
3 Parties and the Local Rules continuing the deadline for expert witness discovery from
4 December 3, 2012 to December 21, 2012;

5 IT IS HEREBY STIPULATED that the deadline for expert witness discovery
6 in this matter is continued from December 3, 2012 to December 21, 2012;

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8 Dated: October 18, 2012

Respectfully submitted,

9 ATTLESEY | STORM, LLP

10
11 /s/ David J. Sire, Jr.

12 David J. Sire, Jr., Attorney for Defendant,
13 ING Bank FSB erroneously named as
14 CAPITAL ONE, N.A., successor in interest to
ING BANK FSB

15 Dated: October 25, 2012

LAW OFFICES OF QUADRA DAY

16
17 /s/ Jamie Edwards Quadra

18 Jamie Edwards Quadra, Attorney for Plaintiff,
19 GEETESH GOYAL

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21 Based on the stipulation of all parties and good cause appearing for the relief
22 requested

23
24 IT IS SO ORDERED

25
26 Dated: ~~October~~ _____, 2012

Ronald M. Whyte

Honorable Ronald M. Whyte