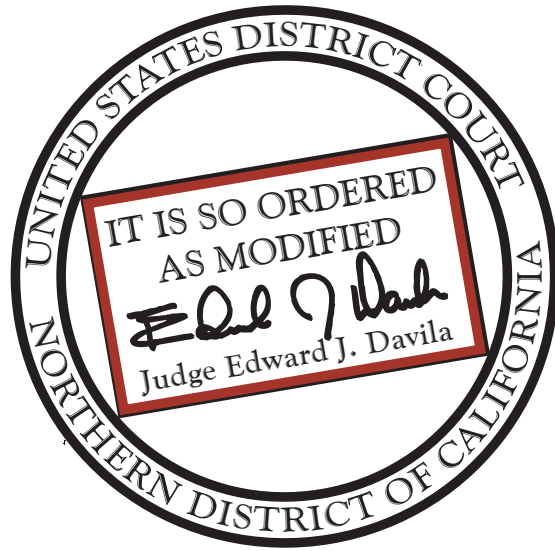


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13 UNITED STATES DISTRICT COURT
 14 NORTHERN DISTRICT OF CALIFORNIA

16 LINDSAY KELLEY,

18 Plaintiff,

19 v.

20 CHASE BANK USA, NATIONAL
 21 ASSOCIATION an FDIC insured corporation
 and DOES 1 through 100 inclusive,
 22

24 Defendants.

Case No.: 5:12-cv-03207-EJD

STIPULATED AGREEMENT TO AMEND
 PLAINTIFF'S COMPLAINT
 ORDER THEREON

25 **TO THE COURT, CLERK OF COURT, AND ALL PARTIES:**

26 Pursuant to Federal Rules of Civil Procedure 15(a)(2), the parties have agreed that
 27 Plaintiff will file a second amended complaint removing the portion of Plaintiff's third cause of
 28

1 action alleging misleading business practices under California Business & Professions Code §
2 17200.

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Dated: August 15, 2012

/s/ Elliot Gale

Elliot W. Gale, Esq.
Attorney for Plaintiff

/s/ Wendy C. Krog

Wendy C. Krog, Esq.
Attorney for Defendant

ORDER
The stipulation is GRANTED. The motion to dismiss the original complaint
(Docket Item No. 10) is TERMINATED AS MOOT.

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