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Attorneys for Defendants
CitiMortgage, Inc. and U.S. Bank National Association, as Trustee for the Structured Asset Securities Corporation Mortgage Pass-Through Certificates, Series 2004-6XS

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

RANDALL WALLIS,)	CASE NO.: 5:15-cv-05824-NC
)	
Plaintiff,)	STIPULATION AND ORDER TO
)	CONTINUE JUNE 1, 2016 CASE
vs.)	MANAGEMENT CONFERENCE
)	
CITIMORTGAGE, INC., a New York Corporation;)	Date: June 1, 2016
U.S. BANK, NATIONAL ASSOCIATION, AS)	Time: 10:00 a.m.
TRUSTEE FOR THE STRUCTURED ASSET)	Courtroom: 7
SECURITIES CORPORATION MORTGAGE)	
PASS-THROUGH CERTIFICATES, SERIES 2004-)	Hon. Nathanael M. Cousins
6XS; NBS DEFAULT SERVICES, LLC, a Texas)	
Limited Liability Company; and all persons or)	
entities unknown claiming any legal or equitable)	
right, title, estate, lien or interest in the property)	
described in this complaint adverse to Plaintiff's title)	
thereto; and DOES 1 through 25, inclusive,)	
)	
Defendants.)	
)	Complaint Filed: November 13, 2015

Defendants CitiMortgage, Inc. ("CitiMortgage") and U.S. Bank National Association, as Trustee for the Structured Asset Securities Corporation Mortgage Pass-Through Certificates, Series

Locke Lord LLP
44 Montgomery Street, Suite 4100
San Francisco, CA 94104

1 2004-6XS (“U.S. Bank”) (collectively, “Defendants”) and plaintiff Randall Wallis (“Plaintiff”) by
2 and through their counsel of record, hereby stipulate and agree as follows:

3 WHEREAS on November 13, 2015, Plaintiff filed his Complaint in this action in the
4 Superior Court of the State of California, County of Monterey;

5 WHEREAS on December 18, 2015, Defendants removed this action to this Court; and

6 WHEREAS on January 11, 2016, Plaintiff filed a First Amended Complaint in this action;

7 WHEREAS on January 27, 2016, Defendants filed a motion to dismiss the First Amended
8 Complaint;

9 WHEREAS on April 18, 2016, the Court issued an Order finding Helene Wallis to be an
10 indispensable party and ordering her to be joined in this action within 30 days or the case may be
11 dismissed and denying Defendants’ motion to dismiss without prejudice;

12 WHEREAS Helene Wallis has not been joined in this action;

13 WHEREAS settlement discussions between the Parties are ongoing;

14 WHEREAS on May 24, 2016, the Parties attended a further Alternative Dispute Resolution
15 (ADR) Phone Conference;

16 WHEREAS the Parties agreed during the May 24, 2016 ADR Phone Conference that it
17 would be preferable to continue the Case Management Conference currently scheduled for June 1,
18 2016 to focus on settlement discussions that may lead to the dismissal of this action with prejudice,

19 WHEREAS good cause exists to continue the Case Management Conference as judicial
20 resources will be conserved because settlement would eliminate the need for the Court to prepare for
21 or conduct a further Case Management Conference;

22 IT IS THEREFORE STIPULATED AND AGREED by Plaintiff and Defendants, by and
23 through their respective counsel, that

24 1. The Case Management Conference currently scheduled to take place on June 1, 2016
25 be continued until July 6, 2016, or a date thereafter as convenient to the Court, and

26 2. The Case Management Conference Statement currently due to be filed on May 25,
27 2016 shall be filed on June 29, 2016, or on a date thereafter as convenient to the Court.

1 Dated: May 24, 2016

Respectfully submitted,

2 LOCKE LORD LLP

3
4 By: /s/ James C. Magid
Regina J. McClendon
James C. Magid
5 Attorneys for Defendants
6 CitiMortgage, Inc. and U.S. Bank National
7 Association, as Trustee for the Structured Asset
8 Securities Corporation Mortgage Pass-Through
Certificates, Series 2004-6XS

9 Dated: May 24, 2016

CONSUMER LITIGATION LAW CENTER, APC

10
11 By: /s/ Rex Phillips
12 September J Katje, Esq.
Rex Phillips, Esq.
13 Attorneys for Plaintiff Randall Wallis

14
15 **CERTIFICATION**

16 Pursuant to Local Rule 5-1(i)(3), the filing attorney attests that he has obtained concurrence
17 regarding the filing of this document from the indicated signatories to the document.

18 Dated: May 24, 2016

By: /s/ James C. Magid

19 James C. Magid

20
21 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

22
23 Dated: May 25, 2016

24 Hon. Nathanael M. Cousins
United States District Court

