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 6 CITIGROUP INC. and CITIBANK, N.A., for itself
 and as successor to CITIBANK (WEST), FSB,
 7 and CITIBANK F.S.B.

8
 9 UNITED STATES DISTRICT COURT
 10 NORTHERN DISTRICT OF CALIFORNIA
 11 OAKLAND DIVISION

13 MIKE AMRHEIN,) Case No. CV-08-5101-SBA
)
 14 Plaintiff,) [Assigned to the Hon. Sandra B. Armstrong]
)
 15 vs.) **STIPULATION AND ORDER TO EXTEND**
) **TIME TO RESPOND TO CLASS ACTION**
 16 CITIBANK INC., CITIBANK (WEST) FSB,) **COMPLAINT**
 CITIBANK, N.A. AND CITIBANK F.S.B., and)
 17 DOES 1-125,)
)
 18 Defendants.)
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 STIPULATION AND [PROPOSED] ORDER
 Case No. CV-08-5101-SBA

1 **STIPULATION**

2 WHEREAS, plaintiff Mike Amrhein (“Plaintiff”) filed his Class Action Complaint (the
3 “Complaint”) on or about November 7, 2008;

4 WHEREAS, defendants Citigroup Inc. and Citibank, N.A., for itself and as successor to
5 Citibank (West), FSB, and Citibank F.S.B. (together, “Defendants”), executed a Waiver of the
6 Service of Summons on December 4, 2008;

7 WHEREAS, on January 26, 2009, the parties filed a stipulation extending the date by which
8 Defendants must respond to the Complaint by a period of two weeks, from January 30, 2009 to
9 February 13, 2009;

10 WHEREAS, Plaintiff advised that he intended to submit an amended Complaint to the
11 Court, in February or early March, adding one or more new plaintiffs and new allegations;

12 WHEREAS, on February 5, 2009, the parties filed a stipulation to further extend the time in
13 which Defendants must respond to the Complaint to March 16, 2009, which the Court granted;

14 WHEREAS, pursuant to Local Rules 6-1(b) and 6-2, the parties may request an order
15 altering a date that involves papers required to be filed with the Court;

16 WHEREAS, as of March 16, 2009, Plaintiff needs an additional week to amend the
17 Complaint;

18 WHEREAS, Defendants indicated that they will need until April 6, 2009 to submit their
19 responsive pleading to the amended complaint, or to the original Complaint if an amended
20 complaint is not filed as of March 23, 2009;

21 WHEREAS, in light of the foregoing, the parties have agreed to extend the time in which
22 Defendants must respond to the original Complaint for twenty-one (21) days past the present
23 deadline of March 16, 2009, to and including April 6, 2009; and

24 WHEREAS, this Stipulation is made in good faith and not for purposes of delay.

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ORDER

IT IS HEREBY ORDERED, pursuant to the Stipulation between the parties, that:

The time for defendants Citigroup Inc. and Citibank, N.A., for itself and as successor to Citibank (West), FSB, and Citibank F.S.B., to respond to the amended or original Complaint hereby is extended to and including April 6, 2009.

IT IS SO ORDERED.

DATED: 3/27/09


The Honorable Saunda B. Armstrong
United States District Judge