

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK**

**FREEDOM MORTGAGE
CORPORATION,**

Plaintiff,

v.

**PLATINUM HOME MORTGAGE
CORPORATION, WILLIAM
GIAMBRONE, LEE GROSS, JANE KING,
MICHAEL YOUNG, KARLA KELLY,
KIMBERLY CURTIN, WENDY
DICKSON, LYNN SPANY, TERESA
SHADICK, and SHARON JONES-OTTO,**

Defendants.

Index No. 11 Civ. 1357 (GTS)(DRH)

**STIPULATION AND ORDER OF WITHDRAWAL OF DEFENDANTS' PARTIAL
MOTION TO DISMISS THE COMPLAINT AND PLAINTIFF'S CROSS-MOTION FOR
LEAVE TO FILE AND SERVE AN AMENDED COMPLAINT**

IT IS HEREBY STIPULATED AND AGREED, by and between Plaintiff Freedom Mortgage Corporation ("Plaintiff") and Defendants Platinum Home Mortgage Corporation ("Platinum"), William Giambrone, Lee Gross, Jane King, Michael Young, Karla Kelly, Kimberly Curtin, Wendy Dickson, Lynn Spany, Teresa Shadick, and Sharon Jones-Otto (collectively referred to herein as "Defendants"), that:


- 1. Defendants consent to the filing of Plaintiff's proposed Amended Complaint (contained in Plaintiff's Cross-Motion for Leave to File and Serve an Amended Complaint, dated February 13, 2012)(the "Amended Complaint"), but reserve all rights with respect to the claims and relief requested;**
- 2. Defendants shall answer, move or otherwise respond, to Plaintiff's Amended Complaint by March 19, 2012;**

3. Defendants withdraw Defendants' Partial Motion to Dismiss the Complaint, dated January 13, 2012, without prejudice to their right to seek dismissal of the Amended Complaint; and
4. Plaintiff withdraws its Cross-Motion for Leave to File and Serve an Amended Complaint, dated February 13, 2012.

DATED: New York, New York
February 28, 2012

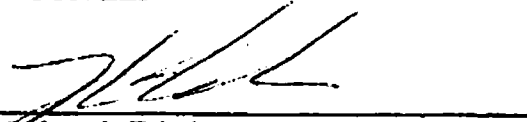
LITTLER MENDELSON, P.C.

SHEPPARD, MULLIN, RICHTER &
HAMPTON LLP

By: 

Eric A. Savage, Esq.
900 Third Avenue
New York, New York 10022
Telephone: (212) 583-2695

Attorneys for Plaintiff

By: 

Robert S. Friedman (517282)
Jonathan Stoler (517283)
Kevin Puvalowski
Rebecca R. Hirschklau
30 Rockefeller Plaza
New York, New York 10112
Telephone: (212) 653-8700
jstoler@sheppardmullin.com
rfriedman@sheppardmullin.com
kuvalowski@sheppardmullin.com
rhirschklau@sheppardmullin.com

Attorneys for Defendants

SO ORDERED:



Glenn T. Suddaby
UNITED STATES DISTRICT JUDGE

2/28/12