

ADRMOP,APPEAL,CLOSED,E-Filing,RELATE

U.S. District Court
California Northern District (San Jose)
CIVIL DOCKET FOR CASE #: 5:11-cv-02390-EJD

Rose v. Bank of America Corporation
Assigned to: Hon. Edward J. Davila
Referred to: Magistrate Judge Paul Singh Grewal
Relate Case Cases: [5:12-cv-04009-EJD](#)
[5:14-cv-02176-EJD](#)
[5:14-cv-02177-EJD](#)
[5:14-cv-02175-EJD](#)

Date Filed: 05/16/2011
Date Terminated: 09/02/2014
Jury Demand: Both
Nature of Suit: 890 Other Statutory
Actions
Jurisdiction: Federal Question

Cause: 28:1332 Diversity-Other Contract

Plaintiff

Stephanie Rose
*on behalf of herself and all others similarly
situated*

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Date Filed	#	Docket Text
05/16/2011	1	Complaint for Damages and Injunctive Relief Pursuant to the Telephone Consumer Protection Act, 47 U.S.C. § 227 ET SEQ (Summons Issued); jury demand; against Bank of America Corporation, FIA Card Services, N.A. (Filing fee \$ 350, receipt number 54611009689). Filed by Stephanie Rose. (Attachments: # 1 Civil Cover Sheet)(bw, COURT STAFF) (Filed on 5/16/2011) Modified on 5/17/2011 (bw, COURT STAFF). Modified on 4/2/2014 (cv, COURT STAFF). (Entered: 05/16/2011)
05/16/2011	2	Summons Issued as to Bank of America Corporation, FIA Card Services, N.A.. (bw, COURT STAFF) (Filed on 5/16/2011) (Entered: 05/16/2011)
05/16/2011	3	ADR SCHEDULING ORDER: Case Management Statement due by 8/2/2011. Case Management Conference set for 8/9/2011 02:00 PM in Courtroom 5, 4th Floor, San Jose. (Attachments: # 1 Standing Order for Civil Practice in Cases Assigned for All Purposes to Magistrate Judge Paul S. Grewal, # 2 U.S. Magistrate Judge Paul S. Grewal Settlement Conference Procedures, # 3 Standing Order for San Jose Division Judges, # 4 Standing Orders for Judges of the Northern District of California)(bw, COURT STAFF) (Filed on 5/16/2011) (Entered: 05/16/2011)
05/16/2011		CASE DESIGNATED for Electronic Filing. (bw, COURT STAFF) (Filed on 5/16/2011) (Entered: 05/16/2011)
05/19/2011	4	NOTICE of Substitution of Counsel by William McGrane (McGrane, William) (Filed on 5/19/2011) (Entered: 05/19/2011)
06/06/2011	5	Substitution of Counsel by Douglas James Campion (Campion, Douglas) (Filed on 6/6/2011) Modified on 6/10/2011 (bw, COURT STAFF). (Entered: 06/06/2011)
07/12/2011	6	CLERK'S NOTICE RESETTING CASE MANAGEMENT CONFERENCE: 8/9/2011 Case Management Conference reset to 8/2/2011 at 2:00 PM in Courtroom 5, 4th Floor, San Jose before Magistrate Judge Paul S. Grewal. Joint Case Management Statement

		to be submitted no later than 7/26/2011. Each party who has not already done so shall file either a Consent or Declination to proceed before a United States Magistrate Judge no later than 7/26/2011. (ofr, COURT STAFF) (Filed on 7/12/2011) (Entered: 07/12/2011)
07/15/2011	7	Ex Parte Application to Continue Initial CMC Date & Related Dates filed by Stephanie Rose. (Campion, Douglas) (Filed on 7/15/2011) (Entered: 07/15/2011)
07/26/2011	8	First Amended Complaint against Bank of America Corporation, FIA Card Services, N.A. Filed by Stephanie Rose. (Campion, Douglas) (Filed on 7/26/2011) Modified on 7/27/2011 (bw, COURT STAFF). (Entered: 07/26/2011)
07/27/2011	9	CONSENT to Proceed Before a US Magistrate Judge by Stephanie Rose. (Campion, Douglas) (Filed on 7/27/2011) Modified on 7/28/2011 (bw, COURT STAFF). (Entered: 07/27/2011)
07/28/2011	10	CLERK'S NOTICE RESETTING CASE MANAGEMENT CONFERENCE: 8/2/2011 Case Management Conference reset to 9/20/2011 at 02:00 PM in Courtroom 5, 4th Floor, San Jose. Joint Case Management Statement to be submitted no later than 9/13/2011. (ofr, COURT STAFF) (Filed on 7/28/2011) (Entered: 07/28/2011)
08/10/2011	11	STIPULATION to Extend Defendants Time to Respond to First Amended Complaint re 8 by Bank of America Corporation, FIA Card Services, N.A. (Yu, Felicia) (Filed on 8/10/2011)Text modified and linkage added on 8/10/2011 (bw, COURT STAFF). (Entered: 08/10/2011)
08/12/2011	12	Certification of Interested Entities or Persons by Bank of America Corporation, FIA Card Services, N.A. (Yu, Jordan) (Filed on 8/12/2011) Modified on 8/15/2011 (bw, COURT STAFF). (Entered: 08/12/2011)
09/06/2011	13	ADR Certification by Parties and Counsel (ADR L.R. 3-5 b) of discussion of ADR options (Swigart, Joshua) (Filed on 9/6/2011) Modified on 9/7/2011 (bw, COURT STAFF). (Entered: 09/06/2011)
09/06/2011	14	NOTICE of need for ADR Phone Conference (ADR L.R. 3-5 d) (Swigart, Joshua) (Filed on 9/6/2011) (Entered: 09/06/2011)
09/06/2011	15	STIPULATION to Extend Defendants Bank of America Corporation and FIA Card Services, N.A.'s Time to Respond to Plaintiff's First Amended Complaint re 8 by Seven Days by Bank of America Corporation, FIA Card Services, N.A. (Yu, Jordan) (Filed on 9/6/2011) Linkage added on 9/7/2011 (bw, COURT STAFF). (Entered: 09/06/2011)
09/06/2011	16	ADR Certification by Parties and Counsel (ADR L.R. 3-5 b) of discussion of ADR options (Yu, Jordan) (Filed on 9/6/2011) Modified on 9/7/2011 (bw, COURT STAFF). (Entered: 09/06/2011)
09/08/2011	17	ADR Clerks Notice Setting ADR Phone Conference on 9/19/11 at 2:00 p.m. Pacific time. Please take note that at the appointed time, all parties shall call 218-339-2500 and use access code 1057593 to join the call. (sgd, COURT STAFF) (Filed on 9/8/2011) (Entered: 09/08/2011)

09/13/2011	18	CASE MANAGEMENT STATEMENT filed by Stephanie Rose. (Swigart, Joshua) (Filed on 9/13/2011) Text modified on 9/14/2011 conforming to posted document caption (bw, COURT STAFF). (Entered: 09/13/2011)
09/13/2011	19	Declination to Proceed Before a U.S. Magistrate Judge and Request for Reassignment to a United States District Judge by Bank of America Corporation, FIA Card Services, N.A. (Yu, Jordan) (Filed on 9/13/2011) Modified on 9/14/2011 (bw, COURT STAFF). (Entered: 09/13/2011)
09/13/2011	20	CLERK'S NOTICE of Impending Reassignment to U.S. District Judge: 9/20/2011 Case Management Conference is Hereby Vacated. Clerk to Reassign Case. (ofr, COURT STAFF) (Filed on 9/13/2011) (Entered: 09/13/2011)
09/13/2011		***Deadlines terminated. 20 TERMINATING 9/20/2011 CMC. (ofr, COURT STAFF) (Filed on 9/13/2011) (Entered: 09/13/2011)
09/16/2011	21	ORDER REASSIGNING CASE. Case reassigned to Judge Edward J. Davila for all further proceedings and Magistrate Judge Paul Singh Grewal for all discovery matters. Signed by The Executive Committee on 9/16/2011. (tsh, COURT STAFF) (Filed on 9/16/2011) (Entered: 09/16/2011)
09/16/2011	22	Answer to Amended Complaint by Bank of America Corporation, FIA Card Services, N.A.. (Yu, Jordan) (Filed on 9/16/2011) Modified on 9/19/2011 (cv, COURT STAFF). (Entered: 09/16/2011)
09/19/2011		ADR Remark: ADR Phone Conference held by RWS on 9/19/11. (sgd, COURT STAFF) (Filed on 9/19/2011) (Entered: 09/20/2011)
09/20/2011		ADR Remark: A further ADR Phone Conference has been scheduled for 12/13/11 at 2:00 p.m. Pacific time. Please note that all parties shall call 218-339-2500 and use access code 1057593 to join the call. (sgd, COURT STAFF) (Filed on 9/20/2011) (Entered: 09/20/2011)
09/23/2011	23	CERTIFICATE OF SERVICE by Stephanie Rose <i>Plaintiff Stephanie Rose's interrogatories and Requests for Production of Documents to Defendant FIA Card Services, N.A., Set One</i> (Swigart, Joshua) (Filed on 9/23/2011) (Entered: 09/23/2011)
10/14/2011	24	CLERKS NOTICE SETTING CASE MANAGEMENT CONFERENCE. Joint Case Management Statement due by 1/13/2012. Case Management Conference set for 1/20/2012 10:00 AM in Courtroom 1, 5th Floor, San Jose. (ecg, COURT STAFF) (Filed on 10/14/2011) (Entered: 10/14/2011)
10/17/2011	25	NOTICE of Appearance by Daniel M. Hutchinson <i>of Jonathan D. Selbin and Daniel M. Hutchinson</i> (Hutchinson, Daniel) (Filed on 10/17/2011) (Entered: 10/17/2011)
11/29/2011	26	NOTICE of Appearance by Beth E. Terrell <i>on Behalf of Plaintiff Stephanie Rose</i> (Terrell, Beth) (Filed on 11/29/2011) (Entered: 11/29/2011)
12/06/2011	27	MOTION for leave to appear in Pro Hac Vice of Attorney Matthew R. Wilson (Filing fee \$ 305, receipt number 34611067778.) filed by Stephanie Rose. (Attachments: # 1 Proposed Order)(cv, COURT STAFF) (Filed on 12/6/2011) (Entered: 12/08/2011)

12/12/2011	28	Order Granting 27 Motion for Pro Hac Vice of Attorney Matthew R. Wilson. Signed by Hon. Edward J. Davila on 12/12/2011.(ecg, COURT STAFF) (Filed on 12/12/2011) (Entered: 12/12/2011)
12/13/2011		ADR Remark: ADR Phone Conference held by RWS on 12/13/11. A further ADR Phone Conference has been scheduled for 1/17/2012 at 2:00 p.m. Pacific time. Please note that the call-in information remains the same. (sgd, COURT STAFF) (Filed on 12/13/2011) (Entered: 12/13/2011)
01/13/2012	29	REPORT of Rule 26(f) Planning Meeting . (Attachments: # 1 Certificate/Proof of Service)(Swigart, Joshua) (Filed on 1/13/2012) (Entered: 01/13/2012)
01/13/2012	30	NOTICE of Appearance by Seyed Abbas Kazerounian (Attachments: # 1 Certificate/Proof of Service)(Kazerounian, Seyed) (Filed on 1/13/2012) (Entered: 01/13/2012)
01/17/2012	31	CASE MANAGEMENT ORDER. 2012. Based on the parties' Joint Case Management Statement and proposed schedule (see Docket Item No. 29), the court has determined an appearance is unnecessary at this time. Accordingly, the 1/20/2012 Case Management Conference is VACATED and the parties are ordered to comply with the following schedule. Signed by Judge Edward J. Davila on January 17, 2012. (ejdlc2, COURT STAFF) (Filed on 1/17/2012) Modified text on 1/19/2012 (ecg, COURT STAFF). (Entered: 01/18/2012)
01/18/2012		ADR Remark: ADR Phone Conference held by RWS on 1/17/12. (sgd, COURT STAFF) (Filed on 1/18/2012) (Entered: 01/18/2012)
01/19/2012	32	NOTICE of Appearance by Jonathan David Selbin (Selbin, Jonathan) (Filed on 1/19/2012) (Entered: 01/19/2012)
06/18/2012	33	NOTICE of Appearance by Raymond Yoon Ho Kim <i>and Michael A. Garabed</i> (Kim, Raymond) (Filed on 6/18/2012) (Entered: 06/18/2012)
09/14/2012	34	ORDER referring Case No. C12-4009 TEH to Judge Edward Davila to consider whether it is related to this case. Signed by Judge Thelton E. Henderson on 09/14/12. (tehlc3, COURT STAFF) (Filed on 9/14/2012) (Entered: 09/14/2012)
09/25/2012	35	NOTICE of Appearance by David S. Reidy (Reidy, David) (Filed on 9/25/2012) (Entered: 09/25/2012)
09/25/2012	36	NOTICE of Appearance by Marc Albert Lackner (Lackner, Marc) (Filed on 9/25/2012) (Entered: 09/25/2012)
09/25/2012	37	RELATED CASE ORDER re (34 in 5:11-cv-02390-EJD) Order, (21 in 3:12-cv-04009-TEH) Order. Signed by Judge Edward J. Davila on 9/25/2012. (ecg, COURT STAFF) (Filed on 9/25/2012) (Entered: 09/25/2012)
09/26/2012	38	NOTICE of Appearance by Matthew James Brady (Brady, Matthew) (Filed on 9/26/2012) (Entered: 09/26/2012)
10/08/2012	39	STIPULATION WITH PROPOSED ORDER re 31 Order, filed by Bank of America Corporation, FIA Card Services, N.A.. (Reidy, David) (Filed on 10/8/2012) (Entered: 10/08/2012)

10/10/2012	40	Order Granting 39 Stipulation to Continue Case Management Conference; Staying Discovery. Signed by Hon. Edward J. Davila on 10/10/2012. Signed by Hon. Edward J. Davila on 10/10/2012.(ecg, COURT STAFF) (Filed on 10/10/2012) (Entered: 10/10/2012)
11/30/2012	41	STIPULATION WITH PROPOSED ORDER <i>TO RELATE CASE</i> filed by Bank of America Corporation, FIA Card Services, N.A., Stephanie Rose. (Hutchinson, Daniel) (Filed on 11/30/2012) (Entered: 11/30/2012)
11/30/2012	42	JOINT CASE MANAGEMENT STATEMENT <i>Regarding Status of Mediation and Settlement Discussions and [Proposed] Order Continuing Case Management Conference</i> filed by Bank of America Corporation. (Brady, Matthew) (Filed on 11/30/2012) (Entered: 11/30/2012)
12/04/2012	43	ORDER 12/7/2012 CONTINUING CASE MANAGEMENT CONFERENCE re 42 Joint Case Management Statement filed by Bank of America Corporation, ***12/7/2012 CMC Deadlines terminated. Joint Case Management Statement due by 2/8/2013. Case Management Conference set for 2/15/2013 10:00 AM in Courtroom 4, 5th Floor, San Jose before Hon. Edward J. Davila. Signed by Judge Edward J. Davila on 12/4/2012. (ecg, COURT STAFF) (Filed on 12/4/2012) (Entered: 12/04/2012)
12/11/2012	44	CLERKS NOTICE. The court has reviewed the motion and determined that no cases are related and no reassignments shall occur. (ecg, COURT STAFF) (Filed on 12/11/2012) (Entered: 12/11/2012)
01/08/2013	45	MOTION for leave to appear in Pro Hac Vice (Filing fee \$ 305, receipt number 0971-7390043.) filed by Stephanie Rose. (Cuthbertson, Douglas) (Filed on 1/8/2013) (Entered: 01/08/2013)
01/09/2013	46	Order Granting 45 Motion for Pro Hac Vice for Attorney Douglas Ian Cuthbertson for Plaintiff. Signed by Hon. Edward J. Davila on 1/9/2013.(ecg, COURT STAFF) (Filed on 1/9/2013) (Entered: 01/09/2013)
02/08/2013	47	JOINT CASE MANAGEMENT STATEMENT <i>Regarding Status of Mediation and Settlement Discussions and [Proposed] Order Continuing Case Management Conference</i> filed by Bank of America Corporation, FIA Card Services, N.A.. (Brady, Matthew) (Filed on 2/8/2013) (Entered: 02/08/2013)
02/12/2013	48	ORDER VACATING CASE MANAGEMENT CONFERENCE; SETTING MOTION HEARING. Anticipated motion for preliminary approval of class action Settlement set for 5/17/2013 09:00 AM in Courtroom 4, 5th Floor, San Jose before Hon. Edward J. Davila. In light of this anticipated hearing, the court will not reschedule the Case Management Conferences. However, the parties may submit a stipulation to reset the conferences if circumstances prove necessary. *** 2/15/2013 Deadlines terminated. Signed by Judge Edward J. Davila on 2/12/2013. (ecg, COURT STAFF) (Filed on 2/12/2013) (Entered: 02/12/2013)
05/06/2013	49	STIPULATION WITH PROPOSED ORDER <i>Joint Stipulation and Proposed Order To Continue Preliminary Settlement Approval Hearing</i> filed by Bank of America Corporation, FIA Card Services, N.A.. (Reidy, David) (Filed on 5/6/2013) (Entered: 05/06/2013)

05/07/2013	50	Order Granting 49 Stipulation to Vacate Preliminary Settlement Approval Hearing; Setting Status Conference. Signed by Hon. Edward J. Davila on 5/7/2013.(ecg, COURT STAFF) (Filed on 5/7/2013) (Entered: 05/07/2013)
06/28/2013	51	ORDER VACATING PRELIMINARY PRETRIAL CONFERENCE. In light of the Status Conference scheduled for the same date which presently remains on calendar, the Preliminary Pretrial Conference previously scheduled for 7/12/2013 is VACATED. Signed by Judge Edward J. Davila on 6/28/2013. (ejdlc1, COURT STAFF) (Filed on 6/28/2013) (Entered: 06/28/2013)
07/09/2013	52	STIPULATION WITH PROPOSED ORDER re 50 Order on Stipulation <i>Joint Stipulation and [Proposed] Order to Continue Status Conference</i> filed by Bank of America Corporation, FIA Card Services, N.A., Stephanie Rose. (Selbin, Jonathan) (Filed on 7/9/2013) (Entered: 07/09/2013)
07/10/2013	53	STIPULATION AND ORDER AS MODIFIED BY THE COURT re 52 <i>Joint Stipulation and [Proposed] Order to Continue Status Conference</i> filed by Bank of America Corporation, Stephanie Rose, FIA Card Services, N.A. Status Conference set for 9/13/2013 10:00 AM in Courtroom 4, 5th Floor, San Jose before Hon. Edward J. Davila. All counsel in both cases must appear personally at the status conference on 9/13 unless the motion for preliminary approval is filed prior to that date. The court will not consider further requests for a continuance of the status conference or requests to appear telephonically. This order shall be filed in both case numbers. **7/12/2013 Status Conference Deadlines terminated. Signed by Judge Edward J. Davila on 7/10/2013. (ecg, COURT STAFF) (Filed on 7/10/2013) (Entered: 07/10/2013)
08/12/2013	54	NOTICE of Change of Address by Beth E. Terrell (Terrell, Beth) (Filed on 8/12/2013) (Entered: 08/12/2013)
09/12/2013	55	ORDER CLARIFYING ORDER REQUIRING APPEARANCE AT STATUS CONFERENCE. One attorney on behalf of each party in each case must appear personally. The court does not require the personal appearance of all counsel for each party. Counsel shall be prepared to:(1) explain why a Motion for Preliminary Approval has not yet been filed despite the courts instructions, on several occasions, that one be filed;(2) propose a final deadline for the filing of a Motion for Preliminary Approval in no less than 30 days from the date of the conference, which if not met, will result in these actions either being dismissed or restored to court's active case calendar on an expedited case schedule determined solely by the court. Signed by Judge Edward J. Davila on 9/12/2013. (ejdlc1, COURT STAFF) (Filed on 9/12/2013) (Entered: 09/12/2013)
09/12/2013	56	NOTICE of Appearance by Nicole Diane Reynolds (Reynolds, Nicole) (Filed on 9/12/2013) (Entered: 09/12/2013)
09/13/2013	57	STATUS CONFERENCE ORDER. IT IS HEREBY ORDERED that the parties shall file the Motion for Preliminary Approval as to both cases on or before 9/27/2013. This is a final deadline. IT IS FURTHER ORDERED that, should the parties not file the Motion for Preliminary Approval as ordered, the court will immediately issue an expedited scheduling order with dates chosen solely by the

		court. Signed by Judge Edward J. Davila on 9/13/2013. (ejdlc1, COURT STAFF) (Filed on 9/13/2013) (Entered: 09/13/2013)
09/13/2013	58	Minute Entry: Status Conference (Date Filed: 9/13/2013). On or before September 27, 2013 counsel shall file a Motion for Preliminary Approval of Settlement. Please see the Court's Order (Docket Item No. 57, 42) in each respective case docket for further specifics. (Court Reporter Irene Rodriguez.) (ecg, COURT STAFF) (Date Filed: 9/13/2013) (Entered: 09/13/2013)
09/27/2013	59	MOTION for Settlement <i>Plaintiffs Notice of Motion and Memorandum of Points and Authorities in Support of Unopposed Motion for Preliminary Approval of Class Action Settlement</i> filed by Stephanie Rose. Motion Hearing set for 2/28/2014 09:00 AM in Courtroom 4, 5th Floor, San Jose before Hon. Edward J. Davila. Responses due by 10/11/2013. Replies due by 10/18/2013. (Attachments: # 1 Exhibit 1 - Settlement Agreement and Release, # 2 Declaration of Jonathan D. Selbin, # 3 Exhibit A - LCHB Firm Resume, # 4 Declaration of Cameron R. Azari, # 5 Proposed Order Certifying Provisional Settlement Class, # 6 Proposed Order Stipulation and Proposed Order Granting Leave to File Second Amended Complaint, # 7 Exhibit A - Second Amended Complaint)(Hutchinson, Daniel) (Filed on 9/27/2013) (Entered: 09/27/2013)
09/30/2013	60	NOTICE of Appearance by Mark Daniel Ankcorn (Attachments: # 1 Certificate/Proof of Service)(Ankcorn, Mark) (Filed on 9/30/2013) (Entered: 09/30/2013)
10/07/2013	61	STIPULATION WITH PROPOSED ORDER re 59 MOTION for Settlement <i>Plaintiffs Notice of Motion and Memorandum of Points and Authorities in Support of Unopposed Motion for Preliminary Approval of Class Action Settlement Expediting Hearing</i> filed by Stephanie Rose. (Terrell, Beth) (Filed on 10/7/2013) (Entered: 10/07/2013)
10/11/2013	62	ORDER AS MODIFIED BY THE COURT RE (61 in 5:11-cv-02390-EJD) STIPULATION WITH PROPOSED ORDER re (59) MOTION for Settlement <i>Plaintiffs Notice of Motion and Memorandum of Points and Authorities in Support of Unopposed Motion for Preliminary Approval of Class Action Settlement Expediting Hearing</i> filed by Stephanie Rose. Set/Reset Deadlines as to (59 in 5:11-cv-02390-EJD) MOTION for Settlement <i>Plaintiffs Notice of Motion and Unopposed Motion for Preliminary Approval of Class Action Settlement: Motion Hearing set for 11/8/2013 09:00 AM in Courtroom 4, 5th Floor, San Jose before Hon. Edward J. Davila. IT IS FURTHER ORDERED that, going forward, the parties must file documents in both case numbers to the extend such documents apply to both case numbers because these cases are related, stand-alone cases and have not been consolidated. Signed by Judge Edward J. Davila on 10/11/2013. (ecg, COURT STAFF) (Filed on 10/11/2013) (Entered: 10/11/2013)</i>
11/08/2013	63	Minute Entry: Motion Hearing held on 11/8/2013 before Judge Edward J. Davila (Date Filed: 11/8/2013) re (59 in 5:11-cv-02390-EJD) MOTION for Settlement <i>Plaintiffs Notice of Motion and Memorandum of Points and Authorities in Support of Unopposed Motion for Preliminary Approval of Class Action Settlement</i> filed by Stephanie Rose. The Court to issue further Order following hearing on Preliminary Approval. (Court Reporter Irene Rodriguez.) (ecg, COURT STAFF) (Date Filed: 11/8/2013) (Entered: 11/08/2013)

11/18/2013	64	Declaration of Cameron R. Azari in Support of 59 MOTION for Settlement <i>Plaintiffs Notice of Motion and Memorandum of Points and Authorities in Support of Unopposed Motion for Preliminary Approval of Class Action Settlement</i> filed by Stephanie Rose. (Related document(s) 59) (Hutchinson, Daniel) (Filed on 11/18/2013) (Entered: 11/18/2013)
11/18/2013	65	Declaration of Daniel M. Hutchinson in Support of 59 MOTION for Settlement <i>Plaintiffs Notice of Motion and Memorandum of Points and Authorities in Support of Unopposed Motion for Preliminary Approval of Class Action Settlement</i> filed by Stephanie Rose. (Related document(s) 59) (Hutchinson, Daniel) (Filed on 11/18/2013) (Entered: 11/18/2013)
11/26/2013	66	Amended Proposed Order re 59 MOTION for Settlement by Stephanie Rose. (Reynolds, Nicole) (Filed on 11/26/2013) Modified on 11/27/2013 (cv, COURT STAFF). Modified on 11/27/2013 (cv, COURT STAFF). (Entered: 11/26/2013)
12/06/2013	67	ORDER granting (59) Motion for Preliminary Approval. Final approval hearing scheduled for April 4, 2014 at 9:00 a.m. Signed by Judge Edward J. Davila on 12/6/2013. (ejdlc2, COURT STAFF) (Filed on 12/6/2013) (Entered: 12/06/2013)
12/06/2013		Set/Reset Hearing re (48 in 5:12-cv-04009-EJD) Order on Motion for Settlement: Motion Hearing set for 4/4/2014 09:00 AM in Courtroom 4, 5th Floor, San Jose before Hon. Edward J. Davila. (ecg, COURT STAFF) (Filed on 12/6/2013) (Entered: 12/06/2013)
01/08/2014	68	Letter dated 12/27/13 from Vicky Lombardo. (cv, COURT STAFF) (Filed on 1/8/2014) (Entered: 01/10/2014)
01/10/2014	69	Letter dated 1/6/14 from Nieves Rodriguez. (cv, COURT STAFF) (Filed on 1/10/2014) (Entered: 01/10/2014)
01/17/2014	70	NOTICE by Stephanie Rose <i>of Attorney Name Change</i> (Sugnet, Nicole) (Filed on 1/17/2014) (Entered: 01/17/2014)
01/28/2014	71	OBJECTIONS - Letter from Lynn DeMoura re 67 Order on Motion for Settlement. (cv, COURT STAFF) (Filed on 1/28/2014) Modified on 2/27/2014 (cv, COURT STAFF). (Entered: 01/28/2014)
02/18/2014	72	NOTICE by Bank of America Corporation, FIA Card Services, N.A. <i>Notice of Compliance With CAFA Notification Requirements</i> (Attachments: # 1 Declaration Marc Lackner, # 2 Exhibit A to Declaration of Marc Lackner)(Lackner, Marc) (Filed on 2/18/2014) (Entered: 02/18/2014)
02/19/2014	73	MOTION for Attorney Fees <i>and Costs and for Service Awards to the Class Representatives</i> filed by Stephanie Rose. Motion Hearing set for 4/4/2014 09:00 AM in Courtroom 5, 4th Floor, San Jose before Hon. Edward J. Davila. Responses due by 3/5/2014. Replies due by 3/12/2014. (Selbin, Jonathan) (Filed on 2/19/2014) (Entered: 02/19/2014)
02/19/2014	74	MOTION for Settlement <i>Unopposed Motion for Final Approval of Class Action Settlement</i> filed by Stephanie Rose. Motion Hearing set for 4/4/2014 09:00 AM in Courtroom 4, 5th Floor, San Jose before Hon. Edward J. Davila. Responses due by

		3/5/2014. Replies due by 3/12/2014. (Attachments: # 1 Declaration of Jonathan D. Selbin, # 2 Declaration of Alexander H. Burke, # 3 Declaration of Abbas Kazerounian, # 4 Declaration of Mark Ankcorn, # 5 Declaration of Douglas J. Campion, # 6 Declaration of Syed Ali Saeed, # 7 Declaration of Daniel G. Shay, # 8 Declaration of Joshua B. Swigart, # 9 Declaration of Beth E. Terrell, # 10 Declaration of Matthew R. Wilson, # 11 Declaration of Cameron R. Azari, # 12 Declaration of Honorable Edward A. Infante (Ret.), # 13 Declaration of Freddericka Bradshaw, # 14 Declaration of Carol Duke, # 15 Declaration of Jack Poster, # 16 Declaration of Shannon Johnson, # 17 Declaration of Amin Makin, # 18 Declaration of Sandra Ramirez, # 19 Declaration of Stephanie Rose)(Selbin, Jonathan) (Filed on 2/19/2014) (Entered: 02/19/2014)
02/27/2014	75	OBJECTIONS to re 67 Order on Motion for Settlement by Artis Mark. (cv, COURT STAFF) (Filed on 2/27/2014) (Entered: 02/27/2014)
03/17/2014	76	Received written OBJECTIONS to re 67 Order on Motion for Settlement by Rickett (Attachments: # 1 Envelope)(cv, COURT STAFF) (Filed on 3/17/2014) (Entered: 03/27/2014)
03/17/2014	77	Received written OBJECTIONS to re 67 Order on Motion for Settlement by Cifuentes. (Attachments: # 1 Envelope)(cv, COURT STAFF) (Filed on 3/17/2014) (Entered: 03/27/2014)
03/17/2014	78	Received written EXCLUSION dated 3/9/14 to re 67 Order on Motion for Settlement by Pengel. (Attachments: # 1 Envelope)(cv, COURT STAFF) (Filed on 3/17/2014) (Entered: 03/27/2014)
03/21/2014	79	Received written OBJECTIONS dated 3/13/14 to re 67 Order on Motion for Settlement by Narkin. (cv, COURT STAFF) (Filed on 3/21/2014) (Entered: 03/27/2014)
03/24/2014	80	Received written OBJECTIONS dated 3/21/14 to re 67 Order on Motion for Settlement by Hampe. (cv, COURT STAFF) (Filed on 3/24/2014) (Entered: 03/27/2014)
03/31/2014	81	OBJECTIONS to re 67 Order on Motion for Settlement and Notice of Intent to appear. by James Kirby, Susan House. (Attachments: # 1 Exhibit)(cv, COURT STAFF) (Filed on 3/31/2014) (Entered: 03/31/2014)
03/31/2014	82	Received Document written OBJECTIONS dated 3/19/14 re 67 Order on Motion for Settlement by Kris Kaszuba. (cv, COURT STAFF) (Filed on 3/31/2014) (Entered: 04/01/2014)
03/31/2014	83	Received Document letter dated 3/1/14 re 67 Order on Motion for Settlement by Constance Folsom Smith. (cv, COURT STAFF) (Filed on 3/31/2014) (Entered: 04/01/2014)
03/31/2014	84	Received Document written OBJECTIONS dated 3/17/14 re 67 Order on Motion for Settlement. (cv, COURT STAFF) (Filed on 3/31/2014) (Entered: 04/01/2014)
04/01/2014	85	Received Document written OBJECTIONS dated 3/13/14 re 67 Order on Motion for Settlement by Michael Narkin. (cv, COURT STAFF) (Filed on 4/1/2014) (Entered: 04/01/2014)

04/01/2014	86	***POSTED IN ERROR *** please see 87 REPLY (re 74 MOTION for Settlement (Attachments: # 1 Declaration of Jonathan D. Selbin, # 2 Exhibit A to Jonathan D. Selbin Decl, # 3 Exhibit B to Jonathan D. Selbin Decl, # 4 Exhibit C to Jonathan D. Selbin Decl, # 5 Exhibit D to Jonathan D. Selbin Decl, # 6 Exhibit E to Jonathan D. Selbin Decl, # 7 Declaration of Cameron R. Azari)(Hutchinson, Daniel) (Filed on 4/1/2014) Modified on 4/2/2014 (cv, COURT STAFF). (Entered: 04/01/2014)
04/01/2014	87	REPLY (re 74 MOTION for Settlement <i>Unopposed Motion for Final Approval of Class Action Settlement</i>) amendment to 86 filed by Stephanie Rose. (Selbin, Jonathan) (Filed on 4/1/2014) Modified on 4/2/2014 (cv, COURT STAFF). (Entered: 04/01/2014)
04/04/2014	88	Minute Entry: Motion Hearing held on 4/4/2014 before Judge Edward J. Davila (Date Filed: 4/4/2014) re (74 in 5:11-cv-02390-EJD) MOTION for Settlement <i>Unopposed Motion for Final Approval of Class Action Settlement</i> filed by Stephanie Rose, (51 in 5:12-cv-04009-EJD) MOTION for Settlement <i>Unopposed Motion for Final Approval of Class Action Settlement</i> filed by Jack Poster, Carol Duke, (50 in 5:12-cv-04009-EJD) MOTION for Attorney Fees and Costs and for Service Awards to the Class Representatives filed by Jack Poster, Carol Duke, (73 in 5:11-cv-02390-EJD) MOTION for Attorney Fees and Costs and for Service Awards to the Class Representatives filed by Stephanie Rose. Matter submitted. The Court to issue further order following hearing. (Court Reporter Irene Rodriguez.) (ecg, COURT STAFF) (Date Filed: 4/4/2014) (Entered: 04/04/2014)
05/28/2014	89	MOTION for leave to appear in Pro Hac Vice (Filing fee \$ 305, receipt number 0971-8648392.) filed by Thomas Thomas. (Attachments: # 1 Exhibit Certificate of Good Standing)(Rodal, Yechezkel) (Filed on 5/28/2014) (Entered: 05/28/2014)
05/28/2014	90	Order Granting 89 Motion for Pro Hac Vice for Yechezkel Rodal for Interested Party Thomas Thomas. Signed by Hon. Edward J. Davila on 5/28/2014.(ecg, COURT STAFF) (Filed on 5/28/2014) (Entered: 05/28/2014)
05/28/2014	91	MOTION to Relate Case <i>Pursuant to Civil Local Rule 3-12(b)</i> filed by Stephanie Rose. (Attachments: # 1 Proposed Order, # 2 Certificate/Proof of Service)(Ankcorn, Mark) (Filed on 5/28/2014) (Entered: 05/28/2014)
06/02/2014	92	MOTION for Extension of Time to File <i>Opt-out of Class Action</i> filed by Thomas Thomas. (Attachments: # 1 Exhibit "A" (Complaint), # 2 Exhibit "B" (Docket), # 3 Exhibit "C" (Motion to Stay Proceedings), # 4 Exhibit "D" (Declaration of Yechezkel Rodal), # 5 Exhibit "E" (Opt-out letter), # 6 Exhibit "F" (Screen shot), # 7 Certificate/Proof of Service)(Rodal, Yechezkel) (Filed on 6/2/2014) (Entered: 06/02/2014)
06/10/2014		Set/Reset Deadlines as to 92 MOTION for Extension of Time to File <i>Opt-out of Class Action</i> : Motion Hearing set for 9/26/2014 09:00 AM in Courtroom 4, 5th Floor, San Jose before Hon. Edward J. Davila. Briefing is calculated from the date the motion was filed. Response due 6/16/2014. Reply due 6/23/2014 unless otherwise modified by the court. (ecg, COURT STAFF) (Filed on 6/10/2014) (Entered: 06/10/2014)

06/10/2014	93	RELATED CASE ORDER. C-14-2175-HRL, C-14-2176-PSG and C-14-02177-LHK are related to C-11-2390-EJD. Motions terminated: (91 in 5:11-cv-02390-EJD) MOTION to Relate Case Pursuant to Civil Local Rule 3-12(b) filed by Stephanie Rose. Signed by Judge Edward J. Davila on 6/10/2014. (ecg, COURT STAFF) (Filed on 6/10/2014) (Entered: 06/10/2014)
06/16/2014	94	RESPONSE (re 92 MOTION for Extension of Time to File <i>Opt-out of Class Action</i>) filed by Stephanie Rose. (Attachments: # 1 Proposed Order)(Selbin, Jonathan) (Filed on 6/16/2014) (Entered: 06/16/2014)
06/16/2014	95	NOTICE of Appearance by Benjamin David Spohn <i>Notice Of Appearance Of Benjamin D. Spohn</i> (Spohn, Benjamin) (Filed on 6/16/2014) (Entered: 06/16/2014)
06/16/2014	96	CERTIFICATE OF SERVICE by Bank of America Corporation, FIA Card Services, N.A. re 95 Notice of Appearance <i>Proof of Service</i> (Spohn, Benjamin) (Filed on 6/16/2014) (Entered: 06/16/2014)
06/16/2014	97	RESPONSE (re 92 MOTION for Extension of Time to File <i>Opt-out of Class Action</i>) <i>Bank of America's Opposition to Motion by Thomas Thomas for Extension of Time to Opt-Out of Class Action</i> filed by Bank of America Corporation, FIA Card Services, N.A.. (Reidy, David) (Filed on 6/16/2014) (Entered: 06/16/2014)
06/16/2014	98	Declaration of Benjamin D. Spohn in Support of 97 Opposition/Response to Motion, <i>Declaration of Benjamin D. Spohn in Support of Defendants' Opposition to Motion by Thomas Thomas for Extension of Time to Opt-Out of Class Action</i> filed by Bank of America Corporation, FIA Card Services, N.A.. (Attachments: # 1 Exhibit 1)(Related document(s) 97) (Spohn, Benjamin) (Filed on 6/16/2014) (Entered: 06/16/2014)
06/16/2014	99	CERTIFICATE OF SERVICE by Bank of America Corporation, FIA Card Services, N.A. re 97 Opposition/Response to Motion, 98 Declaration in Support, <i>Proof of Service</i> (Spohn, Benjamin) (Filed on 6/16/2014) (Entered: 06/16/2014)
06/23/2014	100	REPLY (re 92 MOTION for Extension of Time to File <i>Opt-out of Class Action</i>) filed by Thomas Thomas. (Attachments: # 1 Certificate/Proof of Service)(Rodal, Yechezkel) (Filed on 6/23/2014) (Entered: 06/23/2014)
06/25/2014	101	NOTICE by Stephanie Rose re 74 MOTION for Settlement <i>Unopposed Motion for Final Approval of Class Action Settlement - Notice of Supplemental Authority</i> (Attachments: # 1 Exhibit A)(Selbin, Jonathan) (Filed on 6/25/2014) (Entered: 06/25/2014)
06/29/2014	102	Consent MOTION to Shorten Time to Hear Motion for Extension of Time to Opt-out of Class Action Set for September 26, 2014 filed by Thomas Thomas. (Attachments: # 1 Proposed Order, # 2 Certificate/Proof of Service)(Rodal, Yechezkel) (Filed on 6/29/2014) (Entered: 06/29/2014)
06/30/2014	103	Order Granting 102 Motion to Shorten Time 92 Motion for Extension of Time to Opt-out of Class Action. Signed by Hon. Edward J. Davila on 6/30/2014.(ecg, COURT STAFF) (Filed on 6/30/2014) (Entered: 06/30/2014)
06/30/2014		Set/Reset Deadlines as to 92 MOTION for Extension of Time to File <i>Opt-out of Class Action</i> : Motion Hearing set for 7/25/2014 09:00 AM in Courtroom 4, 5th Floor, San

		Jose before Hon. Edward J. Davila. (ecg, COURT STAFF) (Filed on 6/30/2014) (Entered: 06/30/2014)
07/14/2014	104	ORDER granting 92 Motion for Extension of Time to File. The Court finds this matter suitable for decision without oral argument pursuant to Civil Local Rule 7-1(b) and vacates the hearing scheduled for July 25, 2014. Having fully reviewed the parties' briefings, and for the following reasons, the Court GRANTS Mr. Thomas' motion. For the foregoing reasons, the Court GRANTS Mr. Thomas' motion. Mr. Thomas is deemed excluded from the class action settlement. Signed by Judge Edward J. Davila on 7/14/2014. (ejdlc2, COURT STAFF) (Filed on 7/14/2014) Modified text on 7/29/2014 (ecg, COURT STAFF). (Entered: 07/14/2014)
08/01/2014	105	Declaration of Daniel M. Hutchinson in Support of 74 MOTION for Settlement <i>Unopposed Motion for Final Approval of Class Action Settlement</i> , 73 MOTION for Attorney Fees and Costs and for Service Awards to the Class Representatives filed by Stephanie Rose. (Related document(s) 74 , 73) (Hutchinson, Daniel) (Filed on 8/1/2014) (Entered: 08/01/2014)
08/01/2014	106	Proposed Order re 73 MOTION for Attorney Fees and Costs and for Service Awards to the Class Representatives by Stephanie Rose. (Hutchinson, Daniel) (Filed on 8/1/2014) (Entered: 08/01/2014)
08/01/2014	107	Proposed Order re 74 MOTION for Settlement <i>Unopposed Motion for Final Approval of Class Action Settlement</i> by Stephanie Rose. (Attachments: # 1 Exhibit A)(Hutchinson, Daniel) (Filed on 8/1/2014) (Entered: 08/01/2014)
08/29/2014	108	ORDER granting in part and denying in part 73 Motion for Attorney Fees; granting 74 Motion for Settlement. Signed by Judge Edward J. Davila on 8/29/2014. (ejdlc2, COURT STAFF) (Filed on 8/29/2014) (Entered: 08/29/2014)
09/02/2014	109	JUDGMENT. The Clerk shall close these files. Signed by Judge Edward J. Davila on 9/2/2014. (ejdlc1S, COURT STAFF) (Filed on 9/2/2014) (Entered: 09/02/2014)
09/15/2014	110	Notice of Motion and Motion for Reconsideration of 108 Order Granting in Part and Denying in Part Motion for Attorneys Fees and Costs (Attachments: # 1 Declaration of Beth E. Terrell, # 2 Exhibit A, # 3 Declaration of Douglas J. Campion, # 4 Exhibit A, # 5 Exhibit B, # 6 Declaration of Alexander H. Burke)(Selbin, Jonathan) (Filed on 9/15/2014) Modified on 9/16/2014 (cv, COURT STAFF). (Entered: 09/15/2014)
09/16/2014	111	MOTION to Shorten Time for hearing on motion for reconsideration 108 ORDER filed by Stephanie Rose. (Attachments: # 1 Declaration, # 2 Proposed Order)(Selbin, Jonathan) (Filed on 9/16/2014) Modified on 9/16/2014 (cv, COURT STAFF). (Entered: 09/16/2014)
09/16/2014	112	CLERK'S NOTICE CONTINUING MOTION FOR HEARING RE [110 in 5:11-cv-02390-EJD, 64 in 5:12-cv-04009-EJD] Motion for Reconsideration of Order Granting in Part and Denying in Part Motion for Attorneys Fees and Costs. Motion Hearing set for 2/20/2015 09:00 AM in Courtroom 4, 5th Floor, San Jose before Hon. Edward J. Davila. Counsel are welcome to make an administrative request before Judge Davila to consider advancing the hearing. This is a text only docket entry, there is no

		document associated with this notice. (ecg, COURT STAFF) (Filed on 9/16/2014) (Entered: 09/16/2014)
09/16/2014	113	Notice of Motion and MOTION for Attorney Fees Under FRCP Rule 54 filed by Susan House, James Kirby. Motion Hearing set for 2/20/2015 09:00 AM before Hon. Edward J. Davila. Responses due by 9/30/2014. Replies due by 10/7/2014. (Attachments: # 1 Memorandum of Law In Support of Motion)(Palmer, Joseph) (Filed on 9/16/2014) Text modified on 9/17/2014 (bwS, COURT STAFF). (Entered: 09/16/2014)
09/29/2014	114	RESPONSE (re 110 MOTION for Reconsideration) <i>Opposition</i> filed by Susan House, James Kirby. (Palmer, Joseph) (Filed on 9/29/2014) (Entered: 09/29/2014)
09/30/2014	115	RESPONSE (re 113 MOTION for Attorney Fees <i>Under FRCP Rule 54</i>) filed by Stephanie Rose. (Attachments: # 1 Proposed Order)(Terrell, Beth) (Filed on 9/30/2014) (Entered: 09/30/2014)
09/30/2014	116	Declaration of Beth E. Terrell in Support of 115 Opposition/Response to Motion filed by Stephanie Rose. (Related document(s) 115) (Terrell, Beth) (Filed on 9/30/2014) (Entered: 09/30/2014)
10/06/2014	117	REPLY (re 110 MOTION for Reconsideration) filed by Stephanie Rose. (Attachments: # 1 Proposed Order)(Selbin, Jonathan) (Filed on 10/6/2014) (Entered: 10/06/2014)
10/07/2014	118	ORDER denying 111 Motion to Shorten Time. Signed by Judge Edward J. Davila on 10/7/2014. (ejdlc1S, COURT STAFF) (Filed on 10/7/2014) (Entered: 10/07/2014)
10/07/2014	119	REPLY (re 113 MOTION for Attorney Fees <i>Under FRCP Rule 54</i>) filed by Susan House, James Kirby. (Palmer, Joseph) (Filed on 10/7/2014) (Entered: 10/07/2014)
11/26/2014	120	CLERK'S NOTICE Resetting Motions Hearing. Set/Reset Deadlines as to (110 in 5:11-cv-02390-EJD) MOTION for Reconsideration, (113 in 5:11-cv-02390-EJD) MOTION for Attorney Fees <i>Under FRCP Rule 54</i> , (64 in 5:12-cv-04009-EJD) MOTION for Reconsideration. Motion Hearing set for 2/19/2015 09:00 AM in Courtroom 4, 5th Floor, San Jose before Hon. Edward J. Davila. (Staff Notes: Effective 1/1/2015, Judge Davila's Civil Law and Motion Practice will be held on Thursdays. Please see the Court's Scheduling Notes and Standing Orders for further information at: http://cand.uscourts.gov/ejd) This is a text only docket entry, there is no document associated with this notice. (ecg, COURT STAFF) (Filed on 11/26/2014) (Entered: 11/26/2014)
02/13/2015	121	CLERK'S NOTICE TAKING MOTIONS UNDER SUBMISSION WITHOUT ORAL ARGUMENT. The Motions for Reconsideration (110 in 5:11-cv-02390-EJD, 64 in 5:12-cv-04009-EJD) and Motion for Attorney Fees (113 in 5:11-cv-02390-EJD) before Judge Edward J. Davila previously noticed for 2/19/2015 at 9:00 AM have been taken under submission without oral argument pursuant to Civ. L.R. 7-1(b). The 2/19/2015 hearing is VACATED. The Court to issue further Order on the submitted motions. This is a text only docket entry, there is no document associated with this notice. (ecg, COURT STAFF) (Filed on 2/13/2015) (Entered: 02/13/2015)

02/13/2015	122	NOTICE by Stephanie Rose re 110 MOTION for Reconsideration <i>Plaintiffs' Notice of Supplemental Authority</i> (Attachments: # 1 Exhibit 1)(Terrell, Beth) (Filed on 2/13/2015) (Entered: 02/13/2015)
03/02/2015	123	NOTICE by Stephanie Rose re 110 MOTION for Reconsideration <i>Notice of Supplemental Authority</i> (Selbin, Jonathan) (Filed on 3/2/2015) (Entered: 03/02/2015)
03/20/2015	124	NOTICE of Change of Address by Douglas James Campion (Campion, Douglas) (Filed on 3/20/2015) (Entered: 03/20/2015)
05/01/2015	125	ORDER denying 110 Motion for Reconsideration. Signed by Judge Edward J. Davila on 5/1/2015. (ejdlc4S, COURT STAFF) (Filed on 5/1/2015) (Entered: 05/01/2015)
05/18/2015	126	ORDER denying 113 Objectors' Motion for Attorneys' Fees. Signed by Judge Edward J. Davila on 5/18/2015. (ejdlc4S, COURT STAFF) (Filed on 5/18/2015) (Entered: 05/18/2015)
06/16/2015	127	NOTICE OF APPEAL to the 9th Circuit Court of Appeals filed by Susan House, James Kirby. Appeal of Order on Motion for Attorney Fees 126 (Appeal fee FEE NOT PAID.) (Palmer, Joseph) (Filed on 6/16/2015) (Entered: 06/16/2015)