

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MARYLAND**

ASHLY ALEXANDER, CEDRIC BISHOP,
AMY THOMAS-LAWSON, BRENDA
BOLEY, MIGUEL PADILLA, WILLIAM
GREEN, and VICTORIA DAWKINS,
*On Behalf of Themselves and All Others
Similarly Situated,*

Plaintiffs,

v.

CARRINGTON MORTGAGE SERVICES,
LLC,

Defendant.

Case No. 1:20-cv-02369-RDB

**DECLARATION OF KRISTEN G. SIMPLICIO IN SUPPORT OF PLAINTIFFS’
MOTION FOR FEES, COSTS, AND SERVICE AWARDS**

I, Kristen G. Simplicio, declare:

1. I am an attorney admitted to practice in the State of California, a partner at Tycko & Zavareei (“TZ”), and counsel of record for Plaintiffs and the Class in this case. I have personal knowledge of all of the facts set forth in this Declaration unless otherwise stated, and I am competent to testify to these facts if called on to do so.

2. I make this Declaration in support of Plaintiffs’ Motion for Fees, Costs, and service awards. This settlement resolves three matters, and the fee petition encompasses work performed and connected to activity in multiple matters. To facilitate review of the work performed, I am attaching as **Exhibits A1-A7** the dockets from the matters pertinent to this settlement and fee petition as set forth below:

A1	<i>Alexander v. Carrington Mortg. Servs., LLC</i> , 1-20-CV-02369-RDB (D. Md.)	<i>Alexander</i>	Included in the Settlement
A2	<i>Alexander v. Carrington Mortg. Servs., LLC</i> , Case No. 20-2359 (4th Cir.)		
A3	<i>Thomas-Lawson v. Carrington Mortg. Servs. LLC</i> , 2-20-cv-07301-ODW (C.D. Cal.)	<i>“Thomas-Lawson”</i>	Included in the Settlement

A4	<i>Thomas-Lawson v. Carrington Mortg. Servs. LLC</i> , Case No. 21-55459 (9th Cir.)		
A5	<i>Dawkins v. Carrington Mortg. Servs. LLC</i> , 1:20-CV-60998-RAR (S.D. Fla.) (“ <i>Dawkins</i> ”)	“ <i>Dawkins</i> ”	Included in the Settlement
A6	<i>Attix v. Carrington Mortgage Services, LLC</i> , Case No. 20-cv-22183-UU (S.D. Fla.)	“ <i>Attix</i> ”	Discussed in more detail in ¶¶ 13-16
A7	<i>Carrington Mortgage Services, LLC v. Attix</i> , Case No. 2020-13575 (11th Cir.)		

3. In this declaration, I discuss, in the following order: (I) the history of the various lawsuits being resolved, which includes a summary description of the legal services provided by TZ in these lawsuits, including expected work under the Settlement Agreement; (II) the risks borne by TZ and the Plaintiffs; (III) TZ’s experience and other supporting information regarding the application for attorneys’ fees and costs.

I. History of the Matters Resolved in this Settlement

4. Below, I detail the nature of the three lawsuits, and the work performed in connection with these lawsuits by TZ and in coordination with my colleagues at Bailey Glasser LLP (“BG”) and Consumer Law Center LLC (“CLC”). As a preliminary matter, I note that *Thomas-Lawson* and *Dawkins* were filed in December 2019 and April 2020, respectively; in those matters, attorneys from my firm and my co-counsel, BG entered appearances on behalf of the plaintiffs. Shortly after the motion to dismiss was decided in December 2020 in *Alexander*, TZ and BG were retained to represent the two *Alexander* plaintiffs in that matter with Phillip Robinson of the CLC. After the motion to dismiss was decided in April 2020 in *Thomas-Lawson*, Gupta Wessler PLLC (“GW”) was retained for work on the appeal to the Ninth Circuit in that matter; while GW also provided some more limited assistance in connection with the Fourth Circuit appeal, its work was largely limited to the preparation of briefs for the *Thomas-Lawson* appeal under the supervision of BG and TZ.

5. The work done to initiate the lawsuits in 2019 and 2020 and litigate them to settlement was part of work done by my firm in connection with a series of lawsuits against mortgage loan servicers for the collection of Pay-to-Pay fees from residential borrowers. *See Austin v. Lakeview Loan Servicing*, No. 1:20-cv-01296-RDB (D. Md.); *Bingham v. Caliber Home Loans*, No. 1:20-cv-00338-TDS-LPA (M.D.N.C.); *Brown v. Lakeview Loan Servicing*, No. 3:20-cv-00280-FDW-DSC (W.D.N.C.); *Brown v. PennyMac Loan Services*, No. 5:20-cv-01052-FMO(KKx) (C.D. Cal.); *Cheney v. Lakeview Loan Servicing*, No. 3:20-cv-03016 (N.D. Cal.); *Elbert v. RoundPoint Loan Servicing*, No. 3:20-cv-00250-MMC(N.D. Cal.); *Owoc v. LoanCare LLC*, No. 20-cv-60805-RS (M.D. Fla.); *McFadden v. Nationstar Mortgage Co. d/b/a Mr. Cooper*, No. 1:20-cv-00166-EGS (D.D.C.); *Ochondo v. Specialized Loan Servicing*, No. 1:20-cv-00701 (D. Colo.); *Tabat v. Select Portfolio Services*, No. 3:19-cv-01264-HES-JRK (M.D. Fla.); *Lembeck v. Arvest Central Mortgage Co.*, No. 3:20-cv-03277-VC (N.D. Cal.), *Lange v. Arvest Central Mortgage Co.*, No. 4:20-cv-293-LPR (E.D Ark.); and *Miller v. Arvest Central Mortgage Co.*, No. 20-010342-CA-01 (Fla. Cir. Ct., Miami-Dade Cty.) (collectively “Related Litigation”). Each of these cases was filed with my co-counsel, James Kauffman of BG. As discussed in more detail in the concurrently filed Declaration of James Kauffman, Mr. Kauffman and BG had filed several other similar cases against other mortgage loan services before our two firms worked on these matters.

6. Throughout the work on these Lawsuits and the Related Litigation, TZ worked closely with BG, and later, with CLC, to formulate case strategy. Work was divided between the firms to avoid duplication of efforts while ensuring all firms remained apprised of the status of and deadlines in all cases. In the course of billing, efforts were also undertaken to ensure that work performed that collectively benefited these Lawsuits as well as Related Litigation was not

disproportionately being attributed to the Lawsuits herein. Rather, the billing records and work performed herein do not reflect every hour of work performed that directly benefited this litigation; rather, counsel was able to occasionally rely on templates or research done in conjunction with cases that moved slightly ahead of this case.

A. The Complaint and Early Motion Practice in *Thomas-Lawson*.

7. On December 16, 2019, Plaintiffs Thomas-Lawson (Maryland), Boley (Texas), Padilla (California), and Green (New York) initiated a class action in this Court, *see* 1-19-CV-03567-CCB (D. Md.), which was transferred to the Central District of California on August 18, 2020. Plaintiffs Thomas-Lawson, Boley, Padilla, and Green alleged that Carrington violated the FDCPA, California’s Rosenthal Fair Debt Collections Act (“Rosenthal Act”) and Unfair Competition Law (“UCL”), the Texas Debt Collection Act (“TDCA”), and the MCDCA and MCPA. Claims were brought on behalf of a nationwide class of borrowers with FDCPA claims, as well as state law classes on behalf of borrowers in California, Texas, and Maryland.

8. Prior to filing *Thomas-Lawson*, attorneys at my firm spent substantial time investigating the factual and legal bases for the matters set forth in the complaints. Attorneys here, working with BG, interviewed potential class members, reviewed information about the fees charged by Carrington Mortgage Services LLC (“Carrington”) on its website, reviewed documents provided by the Plaintiffs and other potential class members, and researched the applicable law.

9. After filing *Thomas-Lawson*, TZ worked with BG to negotiate various stipulations and case management documents. Due to the COVID-19 pandemic, this Court’s operations were reduced, and Carrington’s time to respond to the Complaint extended, both in part because of court operations and efforts between the parties to work cooperatively on timing

given the impact on office operations. On July 27, 2020, Carrington filed a motion to dismiss, arguing among other things that this Court did not have jurisdiction over the claims of the plaintiffs from California, Texas, and New York. ECF No. 34. TZ and BG researched the arguments and engaged in discussions with Carrington regarding their arguments, ultimately agreeing to transfer the case to the Central District of California, where Carrington agreed not to contest jurisdiction. ECF No. 40-41. The transfer was finalized on August 13, 2022.

10. After transfer, additional negotiations on case management before the court in the Central District of California took place. Carrington filed a 30-page motion to dismiss, seeking to dismiss the claims of the four plaintiffs on various grounds. Carrington also filed a motion to compel arbitration as to two of the plaintiffs. TZ and BG divided up responsibility for the drafting of the two opposition briefs, while TZ oversaw the finalization of the briefs, which were filed in November 2020. As discussed in more detail in paragraph 15, TZ and BG divided responsibility on the preparation of a motion for appointment of interim counsel and a related reply brief. In the months in between the completion of the briefing and the order, TZ and BG stayed abreast of legal developments in other pay-to-pay cases, and both parties filed several notices of related authority with the court.

11. On April 5, 2021, the court denied Carrington's motion to compel arbitration, and granted Carrington's motion to dismiss. It also denied the motion for appointment of interim counsel as moot.

B. The Complaint and Early Motion Practice in *Dawkins*, and the related *Attix* matter.

12. On May 20, 2020, Plaintiff Dawkins initiated a class action in the Southern District of Florida against Carrington, alleging breach of contract, unjust enrichment, and violations of the Florida Consumer Collection Practices Act ("FCCPA") and the Florida

Deceptive and Unfair Trade Practices Act (“FDUTPA”). The breach of contract class was pled on behalf of a nationwide class of borrowers who had loans backed by the Federal Housing Administration; the other claims were on behalf of a Florida class. As with Thomas-Lawson, before filing this lawsuit, attorneys at my firm, working with BG, spent substantial time investigating the factual and legal bases for the matters set forth in the Complaint, working with Ms. Dawkins, and reviewing material provided by her and other potential class members.

13. On May 26, 2020, the *Attix* lawsuit was filed by another plaintiff against Carrington in the Southern District of Florida, alleging similar allegations to Dawkins’ claims under Florida law, and Thomas-Lawson and Green’s nationwide claims under the FDCPA. *See generally* Ex. A6.

14. In July 2020, in both *Attix* and *Dawkins*, Carrington moved to dismiss and moved to compel arbitration. TZ and BG coordinated on the briefing, and prepared oppositions to both.

15. Because the nationwide class claims in *Attix* overlapped with the claims of Dawkins and the Thomas-Lawson plaintiffs, a number of procedural efforts followed, including a motion to relate *Dawkins* and *Attix*, and on behalf of the plaintiffs in Thomas-Lawson and Dawkins, sought to intervene in *Attix* and stay it pursuant to the first-to-file rule, and sought appointment of interim counsel of the Florida and nationwide FHA class before the Dawkins court, and as noted above, of the nationwide FDCPA class before *Thomas-Lawson* court. The district court in *Dawkins*, however ruled on the motion to compel in *Attix* first, denying it. Because Carrington intended to appeal to the Eleventh Circuit, the parties engaged in various negotiations and appearances before the court, and ultimately *Dawkins* was stayed pending the Eleventh Circuit appeal, and thus, no rulings on any of these motions were issued in *Dawkins*.

16. The *Attix* appeal was briefed and oral arguments were held in October 2021. While TZ, BG, and CLC did not participate in the briefing there, they stayed abreast of these developments, monitoring the briefing, oral argument transcripts, status of case law, and analyzed the potential impact of any resolution there on the claims of their plaintiffs.

C. December 2020-January 2021: The *Alexander* and *Thomas-Lawson* Appeals

17. In December 2020, this Court issued its order on the motion to dismiss in this case, which had been filed on July 10, 2020, in the Circuit Court of Baltimore County, and alleged claims on behalf of a Maryland class of consumers under the FDCPA, the Maryland Consumer Debt Collection Act (“MCDCA”), the Maryland Consumer Protection Act (“MCPA”), and Maryland’s usury law. Shortly after the decision was issued, TZ and BG began discussions with CLC on the matter. TZ and BG were retained by the *Alexander* plaintiffs and filed a notice of appeal of this Court’s decision to the Fourth Circuit.

18. Extensive amount of work followed to devise the appellate strategy, and research, draft, and finalize the opening and reply briefs before the Fourth Circuit. The parties additionally negotiated various scheduling continuances. The opening brief was filed in March 2021, and the reply in July 2021. In addition, CLC prepared, and TZ and BG reviewed and advised on a motion to certify for review a question of Maryland law before the Court of Appeals in Maryland.

19. Several days after the opening brief in *Alexander* was filed with the Fourth Circuit, the district court issued its opinion granting Carrington’s motion to dismiss in *Thomas-Lawson*. On May 4, 2021, TZ and BG filed a notice of appeal to the Ninth Circuit. Because it would be the second appeal on this issue, and it was one that involved multiple state laws and a nationwide class, BG and TZ consulted with, and ultimately retained Deepak Gupta of GW to

draft the briefing in the *Thomas-Lawson* appeal. Mr. Gupta had previously worked at the Consumer Financial Protection Bureau, and had extensive experience handling appellate work on behalf of consumers before various circuit courts and the United States Supreme Court. The work performed by GW on behalf of BG and TZ is pursuant to a separate agreement, but more information can be provided if the Court requests.

20. BG and TZ oversaw the work of GW in the *Thomas-Lawson* appeal, participating in various strategy calls and reviewing drafts of the opening brief, which was filed in October 2021.

21. Oral arguments in *Alexander* were held on December 8, 2021. My partner, Hassan Zavareei, prepared for and argued before the panel, and was assisted in his preparations by my associate, Dia Rasinariu, who had clerked on the Fourth Circuit Court of Appeals and worked on the briefing. I also assisted with the preparation, as did attorneys from CLC and BG. Additional support was provided by Mr. Gupta, who worked to coordinate arguments in *Alexander* with those in *Thomas-Lawson*.

22. On January 19, 2022, the Fourth Circuit issued its ruling in *Alexander*, reversing the district court's order. Carrington sought en banc review, which was denied.

23. In February 2022, Carrington filed its answering brief in *Thomas-Lawson*. TZ and BG worked with GW on the reply brief, which was filed on February 14, 2022.

D. October 2021 to the Present: Settlement Negotiations and Oversight

24. In October 2021, Carrington contacted James Kauffman and me regarding settlement of *Thomas-Lawson*, *Dawkins*, and *Alexander*. In the months that followed, the parties held numerous, sometimes contentious, arms-length discussions on settlement. Carrington supplied data on classwide damages, which was extensively analyzed.

25. The information provided by Carrington was similar to the information that we would have sought through the formal discovery process. Because TZ, BG, and CLC have litigated and settled numerous class actions involving mortgage servicers and fees, we understand what information is critical to determine damages and evaluate the strength of the underlying case.

26. Based on our review of the informal discovery, as well as our expertise in the relevant law, TZ, BG, and CLC prepared a thorough and persuasive mediation statement. We shared the mediation statement with Carrington in advance of the mediation, and reviewed Carrington's mediation statement.

27. Attorneys from TZ, BG, and CLC mediated before Mr. Kichaven for a full day on April 20, 2022. It was a full day of hard-fought negotiations, where both sides made presentations to both Mr. Kichaven as well as all attendees. The mediation began at 12:00 p.m. (Eastern time) and the negotiations ran for a full fourteen hours, until reaching an agreement on all material terms at approximately 2:00 a.m. on April 21, 2022. While TZ, BG, and CLC were prepared to continue with litigation rather than accept a settlement that would not be in the best interests of the Settlement Class, we understood at the time that the mediation was held that the *Thomas-Lawson* case was still pending before the Ninth Circuit and the outcome was uncertain. We also understood that the *Attix* appeal could have been resolved favorably for Carrington, calling into question whether certain plaintiffs and large portions of any of the classes, would be able to proceed in court with their claims. By the end of the day, we had agreed upon the material terms of the Settlement, including the amount of the common fund and the injunctive relief, achieving an excellent result as compared to similar settlements of its kind.

28. Over the following month, TZ, BG, and CLC worked on finalizing the settlement and preparing for preliminary approval. Lawyers sought bids from claims administrators and reviewed and analyzed the various proposals to ensure a cost-effective, but thorough notice plan. We also drafted and negotiated the written terms of the Settlement Agreement before the Court, including the proposed Class Notice and proposed Preliminary Approval Order and Final Approval Order, over the next several weeks. Class Counsel prepared the first draft of the Settlement and exhibits, and the Parties negotiated over email and telephone until the written Settlement Agreement was complete. And a motion for preliminary approval was prepared, along with supporting declarations.

29. To coordinate the cases, the parties agreed that the *Thomas-Lawson* and *Dawkins* cases would be stayed and then dismissed upon final approval, and that instead, those Plaintiffs' claims would be consolidated with those in *Alexander*. A consolidated amended complaint was prepared for purposes of settlement, as were numerous stipulations and status reports to the various courts overseeing *Dawkins* and *Thomas-Lawson*.

30. Since preliminary approval, the firms have divided responsibilities on overseeing class notice, handling class member inquiries, and preparing this fee petition. Each firm drafted their respective declarations.

31. The firms will endeavor to divide up the remaining responsibilities, which will include:

- Preparation of the motion for final approval;
- Evaluate and respond to any objections received, if any;
- Communicating with the Plaintiffs and class members regarding the status of the settlement;

- Preparing for, traveling to, appearing for, and arguing the motion for final approval;
- Overseeing the distribution of settlement funds to class members.

II. Risks Borne By TZ and the Plaintiffs

32. In accepting this case, TZ bore considerable risk. TZ took this case on a fully contingent basis, meaning that we were not paid for any of our time, and that we paid all costs and out of pocket expenses without any reimbursement to date. From the outset, TZ recognized that it would be contributing a substantial amount of time and advancing significant costs in prosecuting this class action, with no guarantee of compensation or recovery, in the hopes of prevailing against a well-funded defense. During the pendency of the litigation, TZ turned away other work.

33. The theories advanced in this case were novel and challenging. Two district courts accepted Carrington's view of the law. While other district courts typically denied motions to dismiss in pay to pay cases, success on the appeals was far from certain. Indeed, while I believe that the Ninth Circuit will agree with the Fourth Circuit in a ruling in the Thomas-Lawson matter, there is no guarantee. A disagreement between the two courts could have caused a circuit split, and caused *Alexander* to be stayed, pending a potential Supreme Court appeal. And Carrington, unlike other cases involving mortgage loan servicers, attempted to enforce an arbitration agreement as to certain plaintiffs and class members, which caused additional risk. We understood that even if the Plaintiffs prevailed before the Fourth and Ninth Circuits, classwide recovery and a fee award could be thwarted if Carrington were to prevail before the Eleventh Circuit, as it could force the claims of several Plaintiffs, along with those of a substantial portion of the class, into arbitration on an individual basis.

34. In the course of TZ's work on these matters, attorneys at TZ, including me, communicated with the Plaintiffs. In my view, the Plaintiffs took on substantial risk by bringing claims against the company that currently services their home loans. In all class action cases, plaintiffs incur a substantial amount of risk, and some unique challenges were present here. As is the case in all class actions, there was a possibility that a winning defendant might try to recover costs – especially significant here, given the early losses on the motions to dismiss. And the Plaintiffs here not only undertook reputation risk from proceeding with a public lawsuit that involved claims entangled with their personal assets and financial matters, but Plaintiffs had to share private, financial documents, such as bank records and mortgage documents, to pursue the lawsuit.

35. In addition, loan servicers typically bar their customer service representatives from communicating with borrowers in active litigation; while these instructions are often necessary to prevent any improper communications between represented parties, it also poses unique challenges and delays for those borrowers who have customer service needs during the pendency of the litigation. Plaintiffs here incurred those risks and among other things, were required to route servicing questions through Counsel. Because of the impact of the COVID pandemic, mortgage servicing issues arose more frequently than would be typical, and at times, the assistance of our firms was needed to ensure servicing matters were addressed.

36. TZ retained the first of the Plaintiffs nearly three years ago, and during that time, have worked closely with them, regularly conferred via telephone and email, both to provide assistance in ensuring their servicing needs were met and to keep them apprised on the litigation and get additional information to pursue their claims.

III. TZ's Experience and Other Relevant Information

37. A true and correct copy of the firm resume of TZ was attached to the Declaration of Kristen G. Simplicio in Support of Plaintiffs' Motion for Preliminary Approval, filed May 25, 2022, at ECF No. 53.

38. Mr. Zavareei and I were named Settlement Class Counsel in the following pay-to-pay settlements, all of which have been finally approved: *Phillips et al. v. Caliber Home Loans, Inc.* No. 0:19-cv-2711-WMW-LIB (D. Minn.); *Elbert v. RoundPoint Mortgage Servicing Corporation*, No. 3:20-cv-250-MMC (N.D. Cal); *Fernandez v. Rushmore Loan Management Services*, No. 8:21-cv-621-DOC-(KESx) (C.D. Cal.); *Silveira v. M&T Bank*, No. 2:19-cv-06958-ODW-KS (C.D. Cal.); *Lembeck v. Arvest Central Mortgage Co.*, No. 3:20-cv-03277-VC (N.D. Cal.).

39. TZ was named Class Counsel, Lead Counsel, or Settlement Class Counsel in the following consumer class actions: *Shannon Schulte, et al. v. Fifth Third Bank*, No. 1:09-cv-06655 (N.D. Ill.); *Kelly Mathena v. Webster Bank*, No. 3:10-cv-01448 (D. Conn.); *Nick Allen, et al. v. UMB Bank, N.A., et al.*, No. 1016 Civ. 34791 (Cir. Ct. Jackson County, Mo.); *Thomas Casto, et al. v. City National Bank, N.A.*, 10 Civ. 01089 (Cir. Ct. Kanawha County, W. Va.); *Eaton v. Bank of Oklahoma, N.A., and BOK Financial Corporation, d/b/a Bank of Oklahoma, N.A.*, No. CJ-2010-5209 (Dist. Ct. for Tulsa County, Okla.); *Lodley and Tehani Taulva, et al., v. Bank of Hawaii and Doe Defendants 1-50*, No. 11-1-0337-02 (Cir. Ct. of 1st Cir., Haw.); *Jessica Duval, et al. v. Citizens Financial Group, Inc., et al.*, No. 1:10-cv-21080 (S.D. Fla.); *Mascaro, et al. v. TD Bank, Inc.*, No. 10-cv-21117 (S.D. Fla.); *Theresa Molina, et al., v. Intrust Bank, N.A.*, No. 10-cv-3686 (18th Judicial Dist., Dist. Ct. Sedgwick County, Kan.); *Trombley v. National City Bank*, 1:10-cv-00232-JDB (D.D.C.); *Jonathan Jones, et al. v. United Bank and*

United Bankshares, Inc., No. 11-C-50 (Cir. Ct. of Jackson County, W. Va.); *Amber Hawthorne, et al. v. Umpqua Bank*, No. 4:11-cv-06700 (N.D. Cal.); *Sylvia Hawkins, et al. v. First Tennessee Bank, N.A.*, No. CT-004085-11 (Cir. Ct. of Shelby County, Tenn.); *Jane Simpson, et al. v. Citizens Bank, et al.*, No. 2:12-cv-10267 (E.D. Mich.); *Alfonse Forgione, et al. v. Webster Bank, N.A.*, No. UWY-CV12-6015956-S (Super. Ct. Judicial Dist. of Waterbury, Conn.); *Sherry Bodnar v. Bank of America, N.A.*, No. 5:14-cv-03224-EGS (E.D. Pa.); *Wong v. TrueBeginnings LLC d/b/a True.com*, No. 3-07 Civ. 1244-N (N.D. Tex.); *Geis v. Airborne Health, et. al.*, Civil Action No. 2:07 Civ. 4238-KSH-PS (D. N.J.); *Dennings, et al. v. Clearwire Corporation*, No. 2:10-cv-01859 (W.D. Wash.); *In Re: Higher One Oneaccount Marketing And Sales Practices Litigation*, No. 3:12-md-02407 (VLB) (D. Conn.); *Galdamez v. I.Q. Data International, Inc.*, No. 15-cv-1605 (E.D. Va.); *Brown v. Transurban USA*, No. 15-cv-494 (E.D. Va.), *Gatinella et al. v. Michael Kors (USA)*, 14-cv-5731 (S.D.N.Y); *Grayson, et al. v. General Electric Company*, 3:13-cv-1799 (D. Conn.); *Farrell, et al. v. Bank of America, N.A.*, No. 3:16-00492 (S.D. Cal.); *In re: APA Assessment Fee Litigation*, 1:10-cv-01780 (D.D.C.); *Griffith v. ContextMedia Health, LLC d/b/a Outcome Health*, No. 1:16-cv-02900 (N.D. Ill.); *Scott, et al. v. JPMorgan Chase & Co.*, No. 17-cv-249 (D.D.C.); *In re Think Finance, LLC, et al.*, No. 17-bk-33964 (Bankr. N.D. Tex.); *Gibbs v. Plain Green, LLC*, No. 3:17-cv-495 (E.D. Va.); and *Meta v. Target Corp., et al.*, No. 14-cv-0832 (N.D. Ohio). Each of these actions has resulted in a settlement that has been finally approved.

40. I believe the experience of the TZ lawyers on this matter, as well as my colleagues, in litigating class actions, including in the mortgage industry space, allowed us to fully understand the issues attendant to such litigation, value the risks of continued litigation, and resolve the case in a manner that achieves all the goals of the litigation.

41. TZ has maintained contemporaneous time records in this case, and further information on lodestar is available to the Court upon request. In my opinion, the time spent by attorneys and staff of TZ was reasonable and necessary. Indeed, by prosecuting this case purely on a contingency basis and not being paid by the hour, TZ attorneys and staff worked efficiently and avoided unnecessary work.

42. Tycko & Zavareei also carried some of the costs in this litigation—taking on this risk for the putative class members. Specifically, Tycko & Zavareei incurred \$12,007.54 in unreimbursed case-related expenses, including expenses related to filing, travel, copying, and case administration. Expenses are accounted for and billed separately and are not duplicated in my firm’s professional billing rate. TZ has not received reimbursement for expenses incurred in connection with this litigation. The actual expenses incurred in the prosecution of this case is reflected on the computerized accounting records of my firm prepared by bookkeeping staff, based on receipts and check records, and accurately reflect all actual expenses incurred. These expenses were necessary to prosecuting litigation of this size and complexity on behalf of the Settlement Class, and they are typical of expenses regularly awarded in large-scale class actions. Indeed, because Tycko & Zavareei was responsible for advancing all expenses incurred, Tycko & Zavareei had a strong incentive not to spend any funds unnecessarily. An itemized list of Tycko & Zavareei’s expenses is attached hereto as **Exhibit B**.

I declare under penalty of perjury under the laws of California that the foregoing is true and correct, and that this declaration was executed in Washington, DC on September 27, 2022.

/s/ Kristen G. Simplicio
Kristen G. Simplicio

EXHIBIT A1

STAYED

**U.S. District Court
District of Maryland (Baltimore)
CIVIL DOCKET FOR CASE #: 1:20-cv-02369-RDB**

Alexander v. Carrington Mortgage Services, LLC

Assigned to: Judge Richard D. Bennett

Case in other court: Fourth Circuit Court of Appeals, 20-02359

Circuit Court for Baltimore County, C-03-CV-
20-002729

Cause: 28:1446 Notice of Removal

Date Filed: 08/17/2020

Jury Demand: Both

Nature of Suit: 480 Consumer Credit

Jurisdiction: Diversity

Plaintiff

Ashly Alexander

*On behalf of herself individually and
similarly situated persons*

represented by **Phillip R Robinson**

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*PRO HAC VICE**ATTORNEY TO BE NOTICED*

Date Filed	#	Docket Text
08/17/2020	<u>1</u>	NOTICE OF REMOVAL from Circuit Court of Baltimore County, case number C-03-CV-20-002729. (Filing fee \$ 400 receipt number 0416-8811108), filed by Carrington Mortgage Services, LLC. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Index of Exhibits, # <u>3</u> Exhibit 1 - State Court Complaint, # <u>4</u> Exhibit 2 - State Court Entry of Appearance, # <u>5</u> Exhibit 3 - State Court Request for Summons, # <u>6</u> Exhibit 4 - State Court Certificate of Service, # <u>7</u> Exhibit 5 - State Court Writ of Summons, # <u>8</u> Exhibit 6 - State Court Motion to Consolidate, # <u>9</u> Exhibit 7 - State Court Affidavit of Service, # <u>10</u> Exhibit 8 - State Court Docket, # <u>11</u> Exhibit 9 - State Court Notice of Filing of Notice of Removal) (Williams, John) (Entered: 08/17/2020)
08/17/2020	<u>2</u>	Local Rule 103.3 Disclosure Statement by Carrington Mortgage Services, LLC identifying Other Affiliate Carrington Holding Company, LLC, Other Affiliate The Carrington Companies, LLC, Other Affiliate Carrington Investment Partners, L.P., Other Affiliate Carrington Capital Management, LLC for Carrington Mortgage Services, LLC.(Williams, John) (Entered: 08/17/2020)
08/17/2020	<u>3</u>	COMPLAINT against Carrington Mortgage Services, LLC, filed by Ashly Alexander.

		(Attachments: # 1 Case Information Report)(kw2s, Deputy Clerk) (Entered: 08/19/2020)
08/17/2020	4	Line Request for Summons (kw2s, Deputy Clerk) (Entered: 08/19/2020)
08/17/2020	5	Summons Issued 30 days as to Carrington Mortgage Services, LLC.(kw2s, Deputy Clerk) (Entered: 08/19/2020)
08/17/2020	6	Entry of Appearance by Ashly Alexander (kw2s, Deputy Clerk) (Entered: 08/19/2020)
08/17/2020	7	Line of Affidavit by Ashly Alexander (kw2s, Deputy Clerk) (Entered: 08/19/2020)
08/17/2020	8	SUMMONS Returned Executed by Ashly Alexander. (kw2s, Deputy Clerk) (Entered: 08/19/2020)
08/17/2020	9	CERTIFICATE OF SERVICE by Ashly Alexander (kw2s, Deputy Clerk) (Entered: 08/19/2020)
08/17/2020	10	MOTION to Consolidate by Ashly Alexander(kw2s, Deputy Clerk) (Entered: 08/19/2020)
08/17/2020	11	NOTICE of Filing Notice of Removal by Carrington Mortgage Services, LLC (kw2s, Deputy Clerk) (Entered: 08/19/2020)
08/17/2020		THE ABOVE DOCUMENTS (3-11) ARE COPIES OF ORIGINAL PAPERS FILED IN THE CIRCUIT COURT FOR BALTIMORE COUNTY. (kw2s, Deputy Clerk) (Entered: 08/19/2020)
08/19/2020	12	Standing Order Concerning Removal. Signed by Judge Richard D. Bennett on 8/19/2020. (kw2s, Deputy Clerk) (Entered: 08/19/2020)
08/24/2020	13	MOTION to Dismiss by Carrington Mortgage Services, LLC (Attachments: # 1 Memorandum in Support, # 2 Attachment 1 - E. Ostermann Declaration, # 3 Attachment 2 - A. Guzzo Declaration, # 4 Attachment 3 - Campbell v. Ocwen Order, # 5 Text of Proposed Order)(Williams, John) (Entered: 08/24/2020)
08/27/2020	14	STATUS REPORT - <i>Defendant Carrington Mortgage Services, LLC's Statement Pursuant to the Court's Standing Order Concerning Removal</i> by Carrington Mortgage Services, LLC(Williams, John) (Entered: 08/27/2020)
09/03/2020	15	NOTICE by Carrington Mortgage Services, LLC <i>Local Rule 103.5 Certification</i> (Attachments: # 1 Exhibit A - Order)(Williams, John) (Entered: 09/03/2020)
09/03/2020	16	MOTION to Appear Pro Hac Vice for Valerie L. Hletko (Filing fee \$100, receipt number 0416-8844401.) by Carrington Mortgage Services, LLC(Williams, John) (Entered: 09/03/2020)
09/03/2020	17	MOTION to Appear Pro Hac Vice for Scott T. Sakiyama (Filing fee \$100, receipt number 0416-8844422.) by Carrington Mortgage Services, LLC(Williams, John) (Entered: 09/03/2020)
09/04/2020	18	PAPERLESS ORDER granting 16 Motion to Appear Pro Hac Vice on behalf of Valerie L Hletko. Directing attorney Valerie L Hletko to use the attorney's existing CM/ECF login and password previously issued in this Court. The account password can be reset at http://www.mdd.uscourts.gov/electronic-case-filing-password-reset . Signed by Clerk on 9/4/2020. (srds, Deputy Clerk) (Entered: 09/04/2020)
09/04/2020	19	PAPERLESS ORDER granting 17 Motion to Appear Pro Hac Vice on behalf of Scott T Sakiyama. Directing attorney Scott T Sakiyama to use the attorney's existing CM/ECF login and password previously issued in this Court. The account password can be reset at http://www.mdd.uscourts.gov/electronic-case-filing-password-reset . Signed by Clerk on 9/4/2020. (srds, Deputy Clerk) (Entered: 09/04/2020)

09/08/2020	20	AMENDED COMPLAINT against Carrington Mortgage Services, LLC, filed by Ashly Alexander, Cedric Bishop. (Attachments: # 1 Exhibit 1: Comparison Copy of Amended Complaint)(Robinson, Phillip) (Entered: 09/08/2020)
09/08/2020	21	RESPONSE in Opposition re 13 MOTION to Dismiss (<i>Moot</i>), RESPONSE re 13 MOTION to Dismiss filed by Ashly Alexander, Cedric Bishop. (Attachments: # 1 Text of Proposed Order)(Robinson, Phillip) (Entered: 09/08/2020)
09/10/2020	22	Consent MOTION for Extension of Time to File Answer re 20 Amended Complaint <i>or to Otherwise Move</i> by Carrington Mortgage Services, LLC (Attachments: # 1 Text of Proposed Order)(Williams, John) (Entered: 09/10/2020)
09/10/2020	23	ORDER granting 22 Motion for Extension of Time to Answer Carrington Mortgage Services, LLC answer due 10/6/2020. Signed by Judge Richard D. Bennett on 9/10/2020. (kw2s, Deputy Clerk) (Entered: 09/11/2020)
10/06/2020	24	MOTION to Dismiss <i>Amended Complaint</i> by Carrington Mortgage Services, LLC (Attachments: # 1 Memorandum in Support, # 2 Exhibit 1 - Ostermann Declaration, # 3 Exhibit 1-A - Alexander DoT, # 4 Exhibit 1-B - Alexander Note, # 5 Exhibit 1-C - Bishop DoT, # 6 Exhibit 1-D - Bishop Note, # 7 Exhibit 2 - Guzzo Declaration, # 8 Exhibit 2-A - Online Process before May 2019, # 9 Exhibit 2-B - Online Process May 2019 - Sept. 2019, # 10 Exhibit 2-C - Speedpay Terms before Sept. 2019, # 11 Exhibit 2-D - Online Process after Sept. 2019, # 12 Exhibit 2-E - Speedpay Terms after Sept. 2019, # 13 Text of Proposed Order)(Williams, John) (Entered: 10/06/2020)
10/16/2020	25	Local Rule 103.3 Disclosure Statement by Carrington Mortgage Services, LLC (Williams, John) (Entered: 10/16/2020)
10/16/2020	26	Consent MOTION for Extension of Time to File Response/Reply as to 24 MOTION to Dismiss <i>Amended Complaint</i> by Ashly Alexander, Cedric Bishop. (Attachments: # 1 Text of Proposed Order)(Robinson, Phillip) (Entered: 10/16/2020)
10/19/2020	27	ORDER granting 26 Motion for Extension of Time to File Response to the Motion to Dismiss to October 27, 2020. Signed by Judge Richard D. Bennett on 10/19/2020. (cags, Deputy Clerk) (Entered: 10/19/2020)
10/27/2020	28	RESPONSE in Opposition re 24 MOTION to Dismiss <i>Amended Complaint</i> filed by Ashly Alexander, Cedric Bishop. (Attachments: # 1 Exhibit 1, # 2 Exhibit 2, # 3 Exhibit 3, # 4 Exhibit 4, # 5 Text of Proposed Order)(Robinson, Phillip) (Entered: 10/27/2020)
11/10/2020	29	REPLY to Response to Motion re 24 MOTION to Dismiss <i>Amended Complaint</i> filed by Carrington Mortgage Services, LLC.(Williams, John) (Entered: 11/10/2020)
12/03/2020	30	NOTICE by Carrington Mortgage Services, LLC of <i>Supplemental Authority</i> (Williams, John) (Entered: 12/03/2020)
12/03/2020	31	RESPONSE re 30 Notice (Other) filed by Ashly Alexander, Cedric Bishop. (Attachments: # 1 Exhibit 1)(Robinson, Phillip) (Entered: 12/03/2020)
12/11/2020	32	MEMORANDUM OPINION. Signed by Judge Richard D. Bennett on 12/11/2020. (kw2s, Deputy Clerk) (Entered: 12/11/2020)
12/11/2020	33	ORDER granting 24 MOTION to Dismiss Amended Complaint. Signed by Judge Richard D. Bennett on 12/11/2020. (kw2s, Deputy Clerk) (Entered: 12/11/2020)
12/19/2020	34	NOTICE OF APPEAL as to 33 Order on Motion to Dismiss by Ashly Alexander, Cedric Bishop. Filing fee \$ 505, receipt number 0416-9022457.(Robinson, Phillip) (Entered: 12/19/2020)
12/21/2020	35	Transmission of Notice of Appeal and Docket Sheet to US Court of Appeals re 34 Notice

		of Appeal. IMPORTANT NOTICE: To access forms which you are required to file with the United States Court of Appeals for the Fourth Circuit please go to http://www.ca4.uscourts.gov and click on Forms & Notices.(slss, Deputy Clerk) (Entered: 12/21/2020)
12/22/2020	36	USCA Case Number 20-2359 for 34 Notice of Appeal filed by Ashly Alexander, Cedric Bishop. Case Manager - T. Fischer (slss, Deputy Clerk) (Entered: 12/22/2020)
01/19/2022	37	JUDGMENT of USCA (certified copy) "Affirming" in part "Reversing" in part and "Vacating" in part the judgment of the District Court; "Remanding" to the District Court for further proceedings consistent with the Court's decision as to 34 Notice of Appeal filed by Ashly Alexander, Cedric Bishop (Attachments: # 1 Opinion)(slss, Deputy Clerk) (Entered: 01/19/2022)
02/03/2022	38	[FILED IN ERROR] SCHEDULING ORDER: Status Report due by 6/20/2022. Signed by Judge Richard D. Bennett on 2/3/2022. (Attachments: # 1 Informal Discovery Letter) (kb3s, Deputy Clerk) Modified on 2/3/2022 (kns, Deputy Clerk). (Entered: 02/03/2022)
02/03/2022	39	TEMPORARY STAY OF MANDATE of USCA as to 34 Notice of Appeal filed by Ashly Alexander, Cedric Bishop (slss, Deputy Clerk) (Entered: 02/03/2022)
02/15/2022	40	ORDER of USCA The court denies the petition for rehearing and rehearing en banc. No judgerequested a poll under Fed. R. App. P. 35 on the petition for rehearing en banc. Entered at the direction of the panel: Judge Wilkinson, Judge King, and Judge Diaz as to 34 Notice of Appeal filed by Ashly Alexander, Cedric Bishop (jb5s, Deputy Clerk) (Entered: 02/15/2022)
02/23/2022	41	MANDATE of USCA as to 34 Notice of Appeal filed by Ashly Alexander, Cedric Bishop. (slss, Deputy Clerk) (Entered: 02/23/2022)
03/01/2022	42	MOTION to Appear Pro Hac Vice for James L. Kaufman (Filing fee \$100, receipt number AMDDC-9788319.) by Ashly Alexander, Cedric Bishop(Robinson, Phillip) (Entered: 03/01/2022)
03/03/2022	43	PAPERLESS ORDER granting 42 Motion to Appear Pro Hac Vice on behalf of James L Kauffman. Directing attorney James L Kauffman to register for pro hac vice filing in the District of Maryland through PACER at https://pacer.uscourts.gov/ if attorney has not already done so. Signed by Clerk on 3/3/2022. (dm4s, Deputy Clerk) (Entered: 03/03/2022)
03/28/2022	44	NOTICE of Appearance by Dia Rasinariu on behalf of Ashly Alexander, Cedric Bishop (Rasinariu, Dia) (Entered: 03/28/2022)
04/25/2022	45	NOTICE of Settlement <i>and Motion to Stay</i> by Carrington Mortgage Services, LLC (Attachments: # 1 Text of Proposed Order Joint Notice of Settlement and Motion to Stay) (Williams, John) (Entered: 04/25/2022)
04/26/2022	46	ORDER Granting 45 Notice of Settlement and Motion to Stay filed by Carrington Mortgage Services, LLC. Signed by Judge Richard D. Bennett on 4/25/2022. (bas, Deputy Clerk) (Entered: 04/26/2022)
04/26/2022		Case Stayed (bas, Deputy Clerk) (Entered: 04/26/2022)
04/28/2022	47	NOTICE of Appearance by Hassan A Zavareei on behalf of Ashly Alexander, Cedric Bishop (Zavareei, Hassan) (Entered: 04/28/2022)
04/28/2022	48	MOTION to Appear Pro Hac Vice for Kristen G. Simplicio (Filing fee \$100, receipt number AMDDC-9901189.) by Ashly Alexander, Cedric Bishop(Zavareei, Hassan) (Entered: 04/28/2022)

05/02/2022	49	MOTION to Appear Pro Hac Vice for Fredrick S. Levin (Filing fee \$100, receipt number AMDDC-9908956.) by Carrington Mortgage Services, LLC(Williams, John) (Entered: 05/02/2022)
05/04/2022	50	PAPERLESS ORDER granting 49 Motion to Appear Pro Hac Vice on behalf of Frederick S Levin. Directing attorney Frederick S Levin to register for pro hac vice filing in the District of Maryland through PACER at https://pacer.uscourts.gov/ if attorney has not already done so. Signed by Clerk on 5/4/2022. (dm4s, Deputy Clerk) (Entered: 05/04/2022)
05/04/2022	51	PAPERLESS ORDER granting 48 Motion to Appear Pro Hac Vice on behalf of Kristen G Simplicio. Directing attorney Kristen G Simplicio to register for pro hac vice filing in the District of Maryland through PACER at https://pacer.uscourts.gov/ if attorney has not already done so. Signed by Clerk on 5/4/2022. (dm4s, Deputy Clerk) (Entered: 05/04/2022)
05/25/2022	52	STIPULATION for Conditional Leave to File Second Amended Complaint, and Proposed Second Amended Complaint by Ashly Alexander, Cedric Bishop (Attachments: # 1 Exhibit 1 - Second Amended Complaint)(Zavareei, Hassan) (Entered: 05/25/2022)
05/25/2022	53	MOTION for Settlement <i>Motion for Preliminary Approval of Class Action Settlement</i> by Ashly Alexander, Cedric Bishop (Attachments: # 1 Memorandum in Support, # 2 Appendix A, # 3 Declaration of Kristen G. Simplicio, # 4 Exhibit 1 - Settlement Agreement, # 5 Exhibit 2 - Tycko & Zavareei LLP Firm Resume, # 6 Declaration of James L. Kauffman, # 7 Declaration of Phillip Robinson, # 8 Text of Proposed Order)(Zavareei, Hassan) (Entered: 05/25/2022)
06/08/2022	54	NOTICE by Carrington Mortgage Services, LLC re 53 MOTION for Settlement <i>Motion for Preliminary Approval of Class Action Settlement (Notice of Non-Opposition to Plaintiffs' Motion for Preliminary Approval of Class Action Settlement)</i> (Williams, John) (Entered: 06/08/2022)
06/14/2022	55	AFFIDAVIT re 53 MOTION for Settlement <i>Motion for Preliminary Approval of Class Action Settlement Corrected Declaration of Phillip Robinson</i> by Ashly Alexander, Cedric Bishop(Robinson, Phillip) (Entered: 06/14/2022)
07/06/2022	56	ORDER GRANTING 53 Motion for Preliminary Approval of Class Action Settlement; SETTING date for Final Fairness Hearing. Signed by Judge Richard D. Bennett on 7/5/2022. (hmls, Deputy Clerk) (Entered: 07/06/2022)
07/13/2022	57	ORDER SETTING HEARING. Signed by Judge Richard D. Bennett on 7/13/2022. (kb3s, Deputy Clerk) (Entered: 07/13/2022)
07/14/2022	58	MOTION to Appear Pro Hac Vice for Sarah B. Meehan (Filing fee \$100, receipt number AMDDC-10050559.) by Carrington Mortgage Services, LLC(Williams, John) (Entered: 07/14/2022)
07/19/2022	59	PAPERLESS ORDER granting 58 Motion to Appear Pro Hac Vice on behalf of Sarah B Meehan. Directing attorney Sarah B Meehan to register for pro hac vice filing in the District of Maryland through PACER at https://pacer.uscourts.gov/ if attorney has not already done so. The <i>Pro Hac Vice</i> option must be selected when registering. Signed by Clerk on 7/19/2022. (dm4s, Deputy Clerk) (Entered: 07/19/2022)

PACER Service Center

Transaction Receipt

09/27/2022 13:08:07

PACER Login:	tzlegal1	Client Code:	588-02
Description:	Docket Report	Search Criteria:	1:20-cv-02369-RDB
Billable Pages:	6	Cost:	0.60

EXHIBIT A2

General Docket
United States Court of Appeals for the Fourth Circuit

Court of Appeals Docket #: 20-2359**Docketed:** 12/22/2020**Nature of Suit:** 4480 Consumer Credit**Termed:** 01/19/2022

Ashly Alexander v. Carrington Mortgage Services

Appeal From: United States District Court for the District of Maryland at Baltimore**Fee Status:** fee paid**Case Type Information:**

- 1) Civil Private
- 2) private
- 3) null

Originating Court Information:**District:** 0416-1 : [1:20-cv-02369-RDB](#)**Presiding Judge:** Richard D. Bennett, Senior U. S. District Court Judge**Date Filed:** 08/17/2020**Date Order/Judgment:**
12/11/2020**Date Order/Judgment EOD:**
12/11/2020**Date NOA Filed:**
12/19/2020**Date Rec'd COA:**
12/21/2020**Prior Cases:**

None

Current Cases:

None

ASHLY ALEXANDER
 Plaintiff - Appellant

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CEDRIC BISHOP, On behalf of themselves individually and
similarly situated persons
Plaintiff - Appellant

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v.

CARRINGTON MORTGAGE SERVICES, LLC
Defendant - Appellee

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ASHLY ALEXANDER; CEDRIC BISHOP, On behalf of themselves individually and similarly situated persons

Plaintiffs - Appellants

v.

CARRINGTON MORTGAGE SERVICES, LLC

Defendant - Appellee

12/22/2020	<input type="checkbox"/> 1 1 pg, 12.37 KB	Case docketed. Originating case number: 1:20-cv-02369-RDB. Case manager: TFischer. [20-2359] TF [Entered: 12/22/2020 10:33 AM]
12/22/2020	<input type="checkbox"/> 2 6 pg, 41.75 KB	DOCKETING NOTICE issued Re: [1] case Originating case number: 1:20-cv-02369-RDB. Mailed to: Hletko, Sakiyama. [20-2359] TF [Entered: 12/22/2020 10:53 AM]
12/22/2020	<input type="checkbox"/> 3 2 pg, 21.94 KB	BRIEFING ORDER filed. Mailed to: Hletko, Sakiyama. Paper copy requirements are temporarily suspended unless the case is under pre-argument review or being scheduled for argument, in which case a total of four paper copies of formal briefs and appendices are required. Opening Brief and Appendix due 02/01/2021. Response Brief due 03/03/2021 [20-2359] TF [Entered: 12/22/2020 10:55 AM]
01/04/2021	<input type="checkbox"/> 4 1 pg, 333.9 KB	APPEARANCE OF COUNSEL by Phillip Robinson for Ashly Alexander and Cedric Bishop. [1000874578] [20-2359] Phillip Robinson [Entered: 01/04/2021 11:18 AM]
01/04/2021	<input type="checkbox"/> 5 2 pg, 340.01 KB	DISCLOSURE STATEMENT by Ashly Alexander. Was any question on Disclosure Form answered yes? No [1000874581] [20-2359] Phillip Robinson [Entered: 01/04/2021 11:21 AM]
01/04/2021	<input type="checkbox"/> 6 2 pg, 340.01 KB	DISCLOSURE STATEMENT by Cedric Bishop. Was any question on Disclosure Form answered yes? No [1000874584] [20-2359] Phillip Robinson [Entered: 01/04/2021 11:22 AM]
01/04/2021	<input type="checkbox"/> 7 5 pg, 1019.08 KB	DOCKETING STATEMENT by Ashly Alexander and Cedric Bishop. [20-2359] Phillip Robinson [Entered: 01/04/2021 11:24 AM]
01/05/2021	<input type="checkbox"/> 8 1 pg, 108.78 KB	APPEARANCE OF COUNSEL by Fredrick S. Levin for Carrington Mortgage Services, LLC. [1000875523] [20-2359] Fredrick Levin [Entered: 01/05/2021 11:03 AM]
01/05/2021	<input type="checkbox"/> 9 2 pg, 14.95 KB	DISCLOSURE STATEMENT by Carrington Mortgage Services, LLC. Was any question on Disclosure Form answered yes? Yes [1000875525] [20-2359] Fredrick Levin [Entered: 01/05/2021 11:07 AM]
01/27/2021	<input type="checkbox"/> 10 1 pg, 109.68 KB	APPEARANCE OF COUNSEL by Sarah B. Meehan for Carrington Mortgage Services, LLC. [1000888428] [20-2359] Sarah Meehan [Entered: 01/27/2021 11:02 AM]
01/28/2021	<input type="checkbox"/> 11 1 pg, 17.35 KB	APPEARANCE OF COUNSEL by Hassan A. Zavareei for Ashly Alexander and Cedric Bishop. [1000889252] [20-2359] Hassan Zavareei [Entered: 01/28/2021 09:30 AM]
01/28/2021	<input type="checkbox"/> 12 1 pg, 17.34 KB	APPEARANCE OF COUNSEL by Dia Rasinariu for Ashly Alexander and Cedric Bishop. [1000889256] [20-2359] Dia Rasinariu [Entered: 01/28/2021 09:32 AM]
01/28/2021	<input type="checkbox"/> 13 4 pg, 292.29 KB	MOTION by Ashly Alexander and Cedric Bishop to extend filing time for opening brief until March 3, 2021.. Date and method of service: 01/28/2021 ecf. [1000889355] [20-2359] Phillip Robinson [Entered: 01/28/2021 10:31 AM]
01/28/2021	<input type="checkbox"/> 14 1 pg, 8.13 KB	ORDER filed granting Motion to extend filing time [13] Number of days granted: 31. Opening brief and appendix due 03/03/2021. Response brief due 04/05/2021. Paper copy requirements are temporarily suspended unless the case is under pre-argument review or being scheduled for argument, in which case a total of four paper copies of formal briefs and appendices are required. Copies to all parties. [1000889504] [20-2359] Dates corrected.--[Edited 01/28/2021 by TF] TF [Entered: 01/28/2021 12:03 PM]
02/03/2021	<input type="checkbox"/> 15 1 pg, 136.55 KB	APPEARANCE OF COUNSEL by Patricia M. Kipnis for Ashly Alexander and Cedric Bishop. [1000893546] [20-2359] Patricia Kipnis [Entered: 02/03/2021 05:02 PM]
02/08/2021	<input type="checkbox"/> 16 31 pg, 730.77 KB	MOTION by Ashly Alexander and Cedric Bishop for certification of question to state court. Date and method of service: 02/08/2021 ecf. [1000895968] [20-2359] Phillip Robinson [Entered: 02/08/2021 07:51 PM]
02/09/2021	<input type="checkbox"/> 17 1 pg, 9.07 KB	NOTICE ISSUED to Carrington Mortgage Services, LLC requesting response to Motion to certify question to state court [16] Response due 02/19/2021.[1000896081]. [20-2359] TF [Entered: 02/09/2021 08:38 AM]
02/10/2021	<input type="checkbox"/> 18 5 pg, 17.48 KB	MOTION by Carrington Mortgage Services, LLC to extend filing time for response until February 26, 2021.. Date and method of service: 02/10/2021 ecf. [1000897471] [20-2359] Fredrick Levin [Entered: 02/10/2021 04:10 PM]
02/11/2021	<input type="checkbox"/> 19 1 pg, 8.34 KB	ORDER filed granting Motion to extend filing time [18] Number of days granted: 7. Response due 02/26/2021. Copies to all parties. [1000897793] [20-2359] TF [Entered: 02/11/2021 09:48 AM]
02/18/2021	<input type="checkbox"/> 20 4 pg, 290.68 KB	MOTION by Ashly Alexander and Cedric Bishop to extend filing time for opening brief until April 2, 2021.. Date and method of service: 02/18/2021 ecf. [1000901163] [20-2359] Phillip Robinson [Entered: 02/18/2021 02:48 PM]
02/19/2021	<input type="checkbox"/> 21 1 pg, 8.49 KB	ORDER filed granting Motion to extend filing time [20] Number of days granted: 30. Opening brief and appendix due 04/02/2021. Response brief due 05/03/2021. Paper copy requirements are temporarily suspended unless the case is under pre-argument review or being scheduled for argument, in which case a total of four paper copies of formal briefs and appendices are required. Copies to all parties. [1000901554] [20-2359] TF [Entered: 02/19/2021 09:39 AM]
02/26/2021	<input type="checkbox"/> 22	RESPONSE/ANSWER by Carrington Mortgage Services, LLC to Motion to certify question to state court

03/05/2021 ☐ [23](#) NOTICE re: Plaintiffs/Appellants notify the Court that they do not believe it is necessary to file a reply in support of their Motion to Certify Questions of Law to the Court of Appeals for Maryland. ECF. 16-1. by Ashly Alexander and Cedric Bishop. [20-2359] Phillip Robinson [Entered: 03/05/2021 02:41 PM]
 3 pg, 243.48 KB

03/05/2021 ☐ [24](#) COURT ORDER filed denying Motion to certify question to state court [16]. Copies to all parties. [1000911300] [20-2359] AB [Entered: 03/05/2021 04:21 PM]
 1 pg, 46.26 KB

04/02/2021 ☐ [25](#) BRIEF by Ashly Alexander and Cedric Bishop in electronic and paper format. Type of Brief: OPENING. [1000928022] [20-2359] Phillip Robinson [Entered: 04/02/2021 12:15 PM]
 61 pg, 1.52 MB

04/02/2021 ☐ [26](#) JOINT APPENDIX (electronic and paper form) by Ashly Alexander and Cedric Bishop. Digital media exhibit volume? No. [1000928030] [20-2359] Phillip Robinson [Entered: 04/02/2021 12:21 PM]
 331 pg, 39.59 MB

04/02/2021 ☐ 36 Receipt of paper copy of OPENING BRIEF filed at [25] by Ashly Alexander and Cedric Bishop. Number of pages: [61]. Sufficient: Yes. Number of copies: [4]. Received by clerk date: 08/24/2021. [1001010328] [20-2359] AB [Entered: 08/25/2021 10:30 AM]

04/02/2021 ☐ 37 Receipt of paper copy of APPENDIX filed at [26] by Ashly Alexander and Cedric Bishop. Total number of volumes (including any sealed): [1]. Total number of pages in all volumes: [331]. Total number of sealed volumes: 0. Sufficient? Yes. CD/DVD/Other exhibit? No. Number of copies: [4]. Received by clerk date: 08/24/2021. [1001010329] [20-2359] AB [Entered: 08/25/2021 10:31 AM]

04/08/2021 ☐ [27](#) MOTION by Carrington Mortgage Services, LLC to extend filing time for response brief until June 2, 2021.. Date and method of service: 04/08/2021 ecf. [1000931114] [20-2359] Fredrick Levin [Entered: 04/08/2021 05:47 PM]
 6 pg, 43.67 KB

04/09/2021 ☐ [28](#) ORDER filed granting Motion to extend filing time [27] Number of days granted: 30. Response brief due 06/02/2021. Paper copy requirements are temporarily suspended unless the case is under pre-argument review or being scheduled for argument, in which case a total of four paper copies of formal briefs and appendices are required. Copies to all parties. [1000931211] [20-2359] DL [Entered: 04/09/2021 08:46 AM]
 1 pg, 55.83 KB

06/02/2021 ☐ [29](#) BRIEF by Carrington Mortgage Services, LLC in electronic and paper format. Type of Brief: RESPONSE. [1000962618] [20-2359] Fredrick Levin [Entered: 06/02/2021 07:11 PM]
 65 pg, 351.34 KB

06/02/2021 ☐ 39 Receipt of paper copy of RESPONSE BRIEF filed at [29] by Carrington Mortgage Services, LLC. Number of pages: [65]. Sufficient: YES. Number of Copies: [4]. Received by clerk date: 08/26/2021. [1001011572] [20-2359] DL [Entered: 08/26/2021 03:16 PM]

06/04/2021 ☐ [30](#) MOTION by Ashly Alexander and Cedric Bishop to extend filing time for reply brief until July 14, 2021.. Date and method of service: 06/04/2021 ecf. [1000964009] [20-2359] Phillip Robinson [Entered: 06/04/2021 02:36 PM]
 4 pg, 293.35 KB

06/04/2021 ☐ [31](#) ORDER filed granting Motion to extend filing time [30] Number of days granted: 21. Reply brief due 07/14/2021. Paper copy requirements are temporarily suspended unless the case is under pre-argument review or being scheduled for argument, in which case a total of four paper copies of formal briefs and appendices are required. Copies to all parties. [1000964015] [20-2359] DL [Entered: 06/04/2021 02:47 PM]
 1 pg, 56.39 KB

07/14/2021 ☐ [33](#) BRIEF by Ashly Alexander and Cedric Bishop in electronic and paper format. Type of Brief: REPLY. [1000986147] [20-2359] Patricia Kipnis [Entered: 07/14/2021 03:38 PM]
 34 pg, 276.73 KB

07/14/2021 ☐ 35 Receipt of paper copy of REPLY BRIEF filed at [33] by Ashly Alexander and Cedric Bishop. Number of pages: [34]. Sufficient: Yes. Number of Copies: [4]. Received by clerk date: 08/24/2021. [1001010323] [20-2359] AB [Entered: 08/25/2021 10:27 AM]

08/23/2021 ☐ [34](#) CASE TENTATIVELY CALENDARED for oral argument during the 10/26/21 - 10/29/21 argument session. Counsel shall file 4 paper copies of their briefs and appendices within 7 days. Notify Clerk's Office of any scheduling conflict by: 09/02/2021. [20-2359] JLC [Entered: 08/23/2021 02:17 PM]
 2 pg, 83.22 KB







08/25/2021 ☐ [38](#) NOTICE REGARDING CONFLICT WITH PROPOSED ARGUMENT DATES by Appellee Carrington Mortgage Services, LLC. Argument Session: 10/21.. Identify any other cases you are tentatively scheduled to argue this session: Sylvia Leszanczuk v. Carrington Mortgage Services, LLC, No. 21-1367 (7th Cir.). Other scheduling information: Counsel for Appellee Carrington Mortgage Services, LLC are scheduled to argue before the Seventh Circuit Court of Appeals in person in Chicago, IL on Friday, October 29.. [20-2359] Fredrick Levin [Entered: 08/25/2021 03:26 PM]
 1 pg, 3.94 KB

08/27/2021 ☐ [40](#) CASE CONTINUED FROM TENTATIVE CALENDAR. [1001012248] [20-2359] JLC [Entered: 08/27/2021 12:59 PM]
 1 pg, 81.66 KB

09/08/2021 ☐ [41](#) SUPPLEMENTAL AUTHORITIES by Ashly Alexander and Cedric Bishop. [1001019475] . [20-2359] Phillip Robinson [Entered: 09/08/2021 04:17 PM]
 4 pg, 339.49 KB


09/08/2021 ☐ [42](#) SUPPLEMENTAL AUTHORITIES by Ashly Alexander and Cedric Bishop. [1001019476] . [20-2359] Phillip

4 pg, 379.52 KB Robinson [Entered: 09/08/2021 04:18 PM]

- 09/15/2021 ☐ [43](#) SUPPLEMENTAL AUTHORITIES (FRAP 28(j)) response by Carrington Mortgage Services, LLC. [1001023908] . [20-2359] Fredrick Levin [Entered: 09/15/2021 04:17 PM]
2 pg, 149.22 KB
- 10/08/2021 ☐ [44](#) CASE TENTATIVELY CALENDARED for oral argument during the December 6-10, 2021 argument session. No additional paper copies of briefs and appendices are required from counsel. Notify Clerk's Office of any scheduling conflict by: 10/18/2021. [20-2359] JLC [Entered: 10/08/2021 10:38 AM]
2 pg, 84.78 KB
- 11/10/2021 ☐ [45](#) CASE CALENDARED for oral argument. Date: 12/08/2021. Session Starting Time: 9:30 am. Your case is currently first on the morning docket, and your check-in time is 9:00 am. Oral Argument Acknowledgment and Certification of Compliance with Argument Protocol forms due within 7 calendar days. [20-2359] JLC [Entered: 11/10/2021 12:38 PM]
3 pg, 123.98 KB
- 11/17/2021 ☐ [46](#)  ORAL ARGUMENT ACKNOWLEDGMENT (restricted access) by Carrington Mortgage Services, LLC. Counsel arguing: Fredrick S. Levin. Opening argument time: 20 minutes. [1001060223] [20-2359] Fredrick Levin [Entered: 11/17/2021 11:41 AM]
0 pg, 0 KB
- 11/17/2021 ☐ [47](#)  Certification of compliance with argument protocol by Carrington Mortgage Services, LLC. Certification of compliance uploaded for Fredrick S. Levin. [1001060224] [20-2359] Fredrick Levin [Entered: 11/17/2021 11:42 AM]
0 pg, 0 KB
- 11/17/2021 ☐ [48](#)  Certification of compliance with argument protocol by Carrington Mortgage Services, LLC. Certification of compliance uploaded for Sarah B. Meehan. [1001060226] [20-2359] Fredrick Levin [Entered: 11/17/2021 11:43 AM]
0 pg, 0 KB
- 11/17/2021 ☐ [49](#)  ORAL ARGUMENT ACKNOWLEDGMENT (restricted access) by Ashly Alexander and Cedric Bishop. Counsel arguing: Hassan A. Zavareei. Opening argument time: 13 minutes. Rebuttal argument time: 7 minutes. [1001060389] [20-2359] Hassan Zavareei [Entered: 11/17/2021 01:37 PM]
0 pg, 0 KB
- 11/17/2021 ☐ [50](#)  Certification of compliance with argument protocol by Ashly Alexander and Cedric Bishop. Certification of compliance uploaded for Hassan A. Zavareei. [1001060390] [20-2359] Hassan Zavareei [Entered: 11/17/2021 01:38 PM]
0 pg, 0 KB
- 12/01/2021 ☐ [51](#) SUPPLEMENTAL AUTHORITIES by Ashly Alexander and Cedric Bishop. [1001068242] . [20-2359] Kristen Simpicio [Entered: 12/01/2021 02:49 PM]
40 pg, 975.88 KB
- 12/02/2021 ☐ [52](#) SUPPLEMENTAL AUTHORITIES by Ashly Alexander and Cedric Bishop. [1001068789] . [20-2359] Kristen Simpicio [Entered: 12/02/2021 12:42 PM]
21 pg, 1005.29 KB
- 12/06/2021 ☐ [53](#) MOTION by Ashly Alexander and Cedric Bishop to allow the presence of Dia Rasinariu, counsel for Plaintiffs-Appellants, as a second, non-arguing attorney at oral argument on December 8, 2021.. Date and method of service: 12/06/2021 ecf. [1001070206] [20-2359] Hassan Zavareei [Entered: 12/06/2021 12:18 PM]
4 pg, 383.67 KB
- 12/06/2021 ☐ [54](#) ORDER filed granting Motion for [53](#) attendance. Copies to all parties. [1001070339] [20-2359] TF [Entered: 12/06/2021 02:20 PM]
1 pg, 74.8 KB
- 12/06/2021 ☐ [55](#)  Certification of compliance with argument protocol by Ashly Alexander and Cedric Bishop. Certification of compliance uploaded for Dia Rasinariu (copy separately docketed). [1001070378] [20-2359] PSC [Entered: 12/06/2021 03:06 PM]
0 pg, 0 KB
- 12/07/2021 ☐ [56](#) SUPPLEMENTAL AUTHORITIES (FRAP 28(j)) response by Carrington Mortgage Services, LLC. [1001071328] . [20-2359] Fredrick Levin [Entered: 12/07/2021 05:26 PM]
2 pg, 146.91 KB
- 12/07/2021 ☐ [57](#) SUPPLEMENTAL AUTHORITIES (FRAP 28(j)) response by Carrington Mortgage Services, LLC. [1001071329] . [20-2359] Fredrick Levin [Entered: 12/07/2021 05:27 PM]
2 pg, 149.07 KB
- 12/08/2021 ☐ [59](#) ORAL ARGUMENT (Video Conference) heard before the Honorable J. Harvie Wilkinson, III, Robert B. King and Albert Diaz. Attorneys arguing case: Hassan A. Zavareei for Appellants Ashly Alexander and Cedric Bishop and Fredrick S. Levin for Appellee Carrington Mortgage Services, LLC. Courtroom Deputy: Jocelyn Mitchell Manion. [1001071623] [20-2359] JM [Entered: 12/08/2021 11:44 AM]
- 01/19/2022 ☐ [60](#) PUBLISHED AUTHORED OPINION filed. Originating case number: 1:20-cv-02369-RDB.. [1001094208] [20-2359] TF [Entered: 01/19/2022 09:35 AM]
17 pg, 166.23 KB
- 01/19/2022 ☐ [61](#) OPINION ATTACHMENT. [1001094213] [20-2359] TF [Entered: 01/19/2022 09:37 AM]
36 pg, 1.54 MB
- 01/19/2022 ☐ [62](#) JUDGMENT ORDER filed. Decision: affirmed in part, reversed in part, vacated in part, and remanded. Originating case number: 1:20-cv-02369-RDB. Entered on Docket Date: 01/19/2022. Copies to all parties and the district court/agency. [1001094224] [20-2359] TF [Entered: 01/19/2022 09:42 AM]
4 pg, 164.79 KB
- 02/02/2022 ☐ [63](#) PETITION for rehearing and rehearing en banc by Carrington Mortgage Services, LLC. [1001103309] [20-2359] Fredrick Levin [Entered: 02/02/2022 07:23 PM]
24 pg, 171.45 KB
- 02/03/2022 ☐ [64](#) Mandate temporarily stayed pending ruling on petition for rehearing or rehearing en banc. [1001103484]

1 pg, 75.2 KB [20-2359] TF [Entered: 02/03/2022 09:15 AM]

02/15/2022 ☐ [65](#) COURT ORDER filed denying Motion for rehearing and rehearing en banc [\[63\]](#) Copies to all parties.
1 pg, 56.43 KB [1001110611] [20-2359] TF [Entered: 02/15/2022 11:20 AM]

02/15/2022 ☐ [66](#)  (ENTRY RESTRICTED) ORDER filed sealing the exhibit to the response for summary disposition. Copies
0 pg, 0 KB to all parties. [1001110664] [20-2359] Entry made in error.--[Edited 02/15/2022 by TF] TF [Entered:
02/15/2022 11:42 AM]

02/23/2022 ☐ [67](#) Mandate issued. Referencing: [\[60\]](#) published authored Opinion, [\[62\]](#) Judgment Order. Originating case
1 pg, 75.68 KB number: 1:20-cv-02369-RDB. [1001114966] [20-2359] TF [Entered: 02/23/2022 08:36 AM]

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EXHIBIT A3

**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA (Western Division - Los Angeles)
CIVIL DOCKET FOR CASE #: 2:20-cv-07301-ODW-E**

Thomas-Lawson et al v. Carrington Mortgage Services LLC
Assigned to: Judge Otis D. Wright, II
Referred to: Magistrate Judge Charles F. Eick
Demand: \$5,000,000
Case in other court: Maryland, 1:19-cv-03567
Ninth Circuit, 21-55459
Cause: 15:1692 Fair Debt Collection Act

Date Filed: 08/13/2020
Date Terminated: 04/05/2021
Jury Demand: Plaintiff
Nature of Suit: 190 Contract: Other
Jurisdiction: Federal Question

Plaintiff

Amy Thomas-Lawson
On Behalf of Themselves and All Others
Similarly Situated

represented by **Annick Marie Persinger**
Tycko and Zavareei LLP
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ATTORNEY TO BE NOTICED

Plaintiff

Brenda Boley

On Behalf of Themselves and All Others

Similarly Situated

represented by **Annick Marie Persinger**

(See above for address)

ATTORNEY TO BE NOTICED

Cary L Joshi

(See above for address)

TERMINATED: 10/09/2020

James L. Kauffman

(See above for address)

TERMINATED: 09/16/2020

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Jonathan R Marshall

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TERMINATED: 09/03/2020

PRO HAC VICE

Katherine Marie Aizpuru

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TERMINATED: 03/29/2021

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Victor S. Woods

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PRO HAC VICE

ATTORNEY TO BE NOTICED

Hassan A Zavareei

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ATTORNEY TO BE NOTICED

Plaintiff

Miguel Padilla

On Behalf of Themselves and All Others

Similarly Situated

represented by **Annick Marie Persinger**

(See above for address)

ATTORNEY TO BE NOTICED

Cary L Joshi

(See above for address)

TERMINATED: 10/09/2020

James L. Kauffman

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TERMINATED: 09/16/2020

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Jonathan R Marshall

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TERMINATED: 09/03/2020

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Victor S. Woods

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ATTORNEY TO BE NOTICED

Hassan A Zavareei

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ATTORNEY TO BE NOTICED

Plaintiff

William Green

*On Behalf of Themselves and All Others
Similarly Situated*

represented by **Annick Marie Persinger**

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ATTORNEY TO BE NOTICED

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V.

Defendant

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TERMINATED: 01/04/2021
PRO HAC VICE

Date Filed	#	Docket Text
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12/16/2019	<u>1</u>	COMPLAINT against Carrington Mortgage Services LLC (Filing fee \$ 400 receipt number 0416-8406872.), filed by Amy Thomas-Lawson, William Green, Miguel Padilla, Brenda Boley. (Attachments: # <u>1</u> Exhibits A-D, # <u>2</u> Civil Cover Sheet, # <u>3</u> Summons) (Zavareei, Hassan) [Transferred from Maryland on 8/18/2020.] (Entered: 12/16/2019)
12/17/2019	2	QC NOTICE: <u>1</u> Complaint, filed by Amy Thomas-Lawson, William Green, Miguel Padilla, Brenda Boley was filed incorrectly. <i>**Exhibits must be filed as individual attachments. File Exhibits A-D as separate PDF attachments using the event "Notice (other)" and link to <u>1</u> Complaint. This can be done in one entry (i.e. Exhibit A as main document and the other exhibits as attachments.</i> (krs, Deputy Clerk) [Transferred from Maryland on 8/18/2020.] (Entered: 12/17/2019)
12/17/2019	3	NOTICE of Case Assignment. This case has been assigned to Magistrate Judge Deborah L. Boardman. Brenda Boley, William Green, Miguel Padilla, Amy Thomas-Lawson or counsel for Brenda Boley, William Green, Miguel Padilla, Amy Thomas-Lawson are required to review and comply with the Magistrate Judge Pilot Project Procedures which can be downloaded here . Pursuant to Standing Order 2019-07, which can be downloaded here , counsel has 14 days from the date of this notice to file their consent, or decline to consent to proceed before a U.S. Magistrate Judge which can be downloaded here . To file your consent, go to <i>Civil > Other Filings > Other Documents > 25 Pct Mag - Consent to Proceed Before a Magistrate Judge</i> . To file your declination, go to <i>Civil > Other Filings > Other Documents > 25 Pct Mag - Decline to Proceed Before a Magistrate Judge</i> . Failure to file a consent or declination will result in issuance of an Order to Show Cause. Please review the case management order that has been issued in this case. Magistrate Election Form due by 12/31/2019. (krs, Deputy Clerk) [Transferred from Maryland on 8/18/2020.] (Entered: 12/17/2019)
12/17/2019	<u>4</u>	Case Management Order. Signed by Magistrate Judge Deborah L. Boardman on 12/17/2019. (krs, Deputy Clerk) [Transferred from Maryland on 8/18/2020.] (Entered: 12/17/2019)
12/17/2019	<u>5</u>	Summons Issued 21 days as to Carrington Mortgage Services LLC.(krs, Deputy Clerk) [Transferred from Maryland on 8/18/2020.] (Entered: 12/17/2019)
12/17/2019	<u>6</u>	NOTICE by Brenda Boley, William Green, Miguel Padilla, Amy Thomas-Lawson re <u>1</u> Complaint, <i>Exhibit A</i> (Attachments: # <u>1</u> Exhibit B, # <u>2</u> Exhibit C, # <u>3</u> Exhibit D)(Zavareei, Hassan) [Transferred from Maryland on 8/18/2020.] (Entered: 12/17/2019)
12/17/2019	<u>7</u>	NOTICE of Appearance by Katherine Aizpuru on behalf of Brenda Boley, William Green, Miguel Padilla, Amy Thomas-Lawson (Aizpuru, Katherine) [Transferred from Maryland on 8/18/2020.] (Entered: 12/17/2019)
01/03/2020	<u>9</u>	Consent MOTION for Extension of Time <i>to respond to Plaintiffs' Complaint</i> by Carrington Mortgage Services LLC (Attachments: # <u>1</u> Proposed Order)(Nader, John) [Transferred from Maryland on 8/18/2020.] (Entered: 01/03/2020)
01/03/2020	<u>10</u>	NOTICE of Appearance by Cary L. Joshi on behalf of Brenda Boley, William Green, Miguel Padilla, Amy Thomas-Lawson (Joshi, Cary) [Transferred from Maryland on 8/18/2020.] (Entered: 01/03/2020)
01/06/2020		Case reassigned to Judge Catherine C. Blake. Magistrate Judge Deborah L. Boardman no longer assigned to the case. (cags, Deputy Clerk) [Transferred from Maryland on 8/18/2020.] (Entered: 01/06/2020)
01/15/2020	<u>11</u>	MOTION to Appear Pro Hac Vice for Victor S. Woods (Filing fee \$100, receipt number 0416-8455514.) by Brenda Boley, William Green, Miguel Padilla, Amy Thomas-Lawson(Joshi, Cary) [Transferred from Maryland on 8/18/2020.] (Entered: 01/15/2020)

01/15/2020	12	MOTION to Appear Pro Hac Vice for James L. Kauffman (Filing fee \$100, receipt number 0416-8456410.) by Brenda Boley, William Green, Miguel Padilla, Amy Thomas-Lawson(Joshi, Cary) [Transferred from Maryland on 8/18/2020.] (Entered: 01/15/2020)
01/21/2020	13	MOTION to Appear Pro Hac Vice for Jonathan R. Marshall (Filing fee \$100, receipt number 0416-8463095.) by Brenda Boley, William Green, Miguel Padilla, Amy Thomas-Lawson(Joshi, Cary) [Transferred from Maryland on 8/18/2020.] (Entered: 01/21/2020)
01/21/2020	14	QC NOTICE: 11 Motion to Appear Pro Hac Vice filed by Amy Thomas-Lawson, William Green, Miguel Padilla, Brenda Boley needs to be modified. See attachment for details and corrective actions needed regarding the signature(s) on the motion. (srds, Deputy Clerk) [Transferred from Maryland on 8/18/2020.] (Entered: 01/21/2020)
01/21/2020	15	QC NOTICE: 12 Motion to Appear Pro Hac Vice filed by Amy Thomas-Lawson, William Green, Miguel Padilla, Brenda Boley needs to be modified. See attachment for details and corrective actions needed regarding the signature(s) on the motion. (srds, Deputy Clerk) [Transferred from Maryland on 8/18/2020.] (Entered: 01/21/2020)
01/21/2020	16	QC NOTICE: 13 Motion to Appear Pro Hac Vice filed by Amy Thomas-Lawson, William Green, Miguel Padilla, Brenda Boley needs to be modified. See attachment for details and corrective actions needed regarding the signature(s) on the motion. (srds, Deputy Clerk) [Transferred from Maryland on 8/18/2020.] (Entered: 01/21/2020)
01/30/2020	17	CORRECTED MOTION to Appear Pro Hac Vice for Victor S. Woods by Brenda Boley, William Green, Miguel Padilla, Amy Thomas-Lawson. The fee has already been paid. (Joshi, Cary) [Transferred from Maryland on 8/18/2020.] (Entered: 01/30/2020)
01/30/2020	18	CORRECTED MOTION to Appear Pro Hac Vice for James L. Kauffman by Brenda Boley, William Green, Miguel Padilla, Amy Thomas-Lawson. The fee has already been paid.(Joshi, Cary) [Transferred from Maryland on 8/18/2020.] (Entered: 01/30/2020)
01/30/2020	19	CORRECTED MOTION to Appear Pro Hac Vice for Jonathan R. Marshall by Brenda Boley, William Green, Miguel Padilla, Amy Thomas-Lawson. The fee has already been paid.(Joshi, Cary) [Transferred from Maryland on 8/18/2020.] (Entered: 01/30/2020)
02/03/2020	20	PAPERLESS ORDER granting 17 Corrected Motion to Appear Pro Hac Vice on behalf of Victor S Woods. Directing attorney Victor S Woods to register online for CM/ECF at http://www.mdd.uscourts.gov/electronic-case-filing-registration . Signed by Clerk on 2/3/2020. (srd, Deputy Clerk) [Transferred from Maryland on 8/18/2020.] (Entered: 02/03/2020)
02/03/2020	21	PAPERLESS ORDER granting 18 Corrected Motion to Appear Pro Hac Vice on behalf of James L Kauffman. Directing attorney James L Kauffman to register online for CM/ECF at http://www.mdd.uscourts.gov/electronic-case-filing-registration . Signed by Clerk on 2/3/2020. (srd, Deputy Clerk) [Transferred from Maryland on 8/18/2020.] (Entered: 02/03/2020)
02/03/2020	22	PAPERLESS ORDER granting 19 Corrected Motion to Appear Pro Hac Vice on behalf of Jonathan Marshall. Directing attorney Jonathan Marshall to register online for CM/ECF at http://www.mdd.uscourts.gov/electronic-case-filing-registration . Signed by Clerk on 2/3/2020. (srd, Deputy Clerk) [Transferred from Maryland on 8/18/2020.] (Entered: 02/03/2020)
02/21/2020	23	Consent MOTION for Extension of Time to Respond to Plaintiffs' Complaint by Carrington Mortgage Services LLC (Attachments: # 1 Text of Proposed Order)(Carry, Alfred) Modified on 2/21/2020 (hmls, Deputy Clerk). [Transferred from Maryland on 8/18/2020.] (Entered: 02/21/2020)
02/21/2020	24	ORDER GRANTING 23 Motion for Extension of Time to Answer re 1 Complaint;

		Carrington Mortgage Services LLC answer extended up to and including 3/16/2020. Signed by Judge Catherine C. Blake on 2/21/2020. (hmls, Deputy Clerk) [Transferred from Maryland on 8/18/2020.] (Entered: 02/21/2020)
06/08/2020	25	Consent MOTION for Extension of Time to File Answer by Carrington Mortgage Services LLC (Attachments: # 1 Text of Proposed Order)(Carry, Alfred) [Transferred from Maryland on 8/18/2020.] (Entered: 06/08/2020)
06/08/2020	26	ORDER granting 25 Defendant's Consent Motion for Extension of Time to Respond to Plaintiffs' Complaint. Signed by Judge Catherine C. Blake on 6/8/2020. (krs, Deputy Clerk) [Transferred from Maryland on 8/18/2020.] (Entered: 06/08/2020)
06/25/2020	27	NOTICE of Appearance by John Bell Williams, III on behalf of Carrington Mortgage Services LLC (Williams, John) [Transferred from Maryland on 8/18/2020.] (Entered: 06/25/2020)
06/25/2020	28	MOTION to Withdraw as Attorney <i>John Alexander Nader and Alfred Dumetz Carry of McGlinchey Stafford PLLC and substitute attorney John B. Williams III</i> by Carrington Mortgage Services LLC (Attachments: # 1 Text of Proposed Order)(Williams, John) [Transferred from Maryland on 8/18/2020.] (Entered: 06/25/2020)
06/25/2020	29	Consent MOTION for Extension of Time to File Answer re 1 Complaint, <i>from 06/29/2020 to 07/20/2020</i> by Carrington Mortgage Services LLC (Attachments: # 1 Text of Proposed Order)(Williams, John) [Transferred from Maryland on 8/18/2020.] (Entered: 06/25/2020)
06/26/2020	30	ORDER Granting 29 Motion for Extension of Time to Answer Carrington Mortgage Services LLC answer due 7/20/2020.. Signed by Judge Catherine C. Blake on 6/26/2020. (bas, Deputy Clerk) [Transferred from Maryland on 8/18/2020.] (Entered: 06/26/2020)
06/26/2020	31	ORDER Granting 28 Motion to Withdraw as Attorney. Attorney Alfred Dumetz Carry and John Alexander Nader terminated. Signed by Judge Catherine C. Blake on 6/26/2020. (bas, Deputy Clerk) [Transferred from Maryland on 8/18/2020.] (Entered: 06/26/2020)
07/17/2020	32	MOTION to Appear Pro Hac Vice for Valerie L. Hletko (Filing fee \$100, receipt number 0416-8760559.) by Carrington Mortgage Services LLC(Williams, John) [Transferred from Maryland on 8/18/2020.] (Entered: 07/17/2020)
07/17/2020	33	MOTION to Appear Pro Hac Vice for Scott T. Sakiyama (Filing fee \$100, receipt number 0416-8760563.) by Carrington Mortgage Services LLC(Williams, John) [Transferred from Maryland on 8/18/2020.] (Entered: 07/17/2020)
07/20/2020	34	MOTION to Dismiss , <i>or in the Alternative Strike</i> by Carrington Mortgage Services LLC (Attachments: # 1 Memorandum in Support, # 2 Exhibit 1, # 3 Exhibit 2, # 4 Exhibit 3, # 5 Exhibit 4, # 6 Exhibit 5, # 7 Text of Proposed Order)(Williams, John) [Transferred from Maryland on 8/18/2020.] (Entered: 07/20/2020)
07/20/2020	35	Local Rule 103.3 Disclosure Statement by Carrington Mortgage Services LLC identifying Other Affiliate Carrington Holding Company, LLC, Other Affiliate Carrington Investment Partners, L.P., Other Affiliate Carrington Capital Management, LLC, Other Affiliate Carrington Companies, LLC for Carrington Mortgage Services LLC.(Williams, John) [Transferred from Maryland on 8/18/2020.] (Entered: 07/20/2020)
07/22/2020	36	PAPERLESS ORDER granting 32 Motion to Appear Pro Hac Vice on behalf of Valerie L Hletko. Directing attorney Valerie L Hletko to use the attorney's existing CM/ECF login and password previously issued in this Court. The account password can be reset at http://www.mdd.uscourts.gov/electronic-case-filing-password-reset . Signed by Clerk on 7/22/2020. (srds, Deputy Clerk) [Transferred from Maryland on 8/18/2020.] (Entered: 07/22/2020)

07/22/2020	37	PAPERLESS ORDER granting 33 Motion to Appear Pro Hac Vice on behalf of Scott T Sakiyama. Directing attorney Scott T Sakiyama to register online for CM/ECF at http://www.mdd.uscourts.gov/electronic-case-filing-registration . Signed by Clerk on 7/22/2020. (srds, Deputy Clerk) [Transferred from Maryland on 8/18/2020.] (Entered: 07/22/2020)
07/29/2020	38	MOTION for Extension of Time by Brenda Boley, William Green, Miguel Padilla, Amy Thomas-Lawson(Zavareei, Hassan) [Transferred from Maryland on 8/18/2020.] (Entered: 07/29/2020)
07/29/2020	39	MARGINAL ORDER approving 38 Unopposed Motion for Extension of Time. Signed by Judge Catherine C. Blake on 7/29/2020. (krs, Deputy Clerk) [Transferred from Maryland on 8/18/2020.] (Entered: 07/29/2020)
08/10/2020	40	MOTION to Transfer Case by Brenda Boley, William Green, Miguel Padilla, Amy Thomas-Lawson(Zavareei, Hassan) [Transferred from Maryland on 8/18/2020.] (Entered: 08/10/2020)
08/13/2020	41	ORDER granting 40 Motion to Transfer Case; denying without prejudice 34 Motion to Dismiss; transferring case to the United States District Court for the Central District of California. Signed by Judge Catherine C. Blake on 8/13/2020. (krs, Deputy Clerk) [Transferred from Maryland on 8/18/2020.] (Entered: 08/13/2020)
08/13/2020	42	ORIGINAL file, certified copy of transfer order and docket sheet received from Maryland (Entered: 08/18/2020)
08/20/2020	43	NOTICE OF RECEIPT OF CASE TRANSFERRED IN: Formerly Case Number: 1:19-cv-03567- CCB, from USDC Maryland. The above-referenced case has been transferred to this district and assigned the above civil case number 2:20-cv-7301 ODW (Ex). (jtil) (Entered: 08/20/2020)
08/20/2020	44	NOTICE OF ASSIGNMENT to District Judge Otis D. Wright, II and Magistrate Judge Charles F. Eick. (jtil) (Entered: 08/20/2020)
08/20/2020	45	NOTICE TO PARTIES OF COURT-DIRECTED ADR PROGRAM filed. (jtil) (Entered: 08/20/2020)
08/20/2020	46	NOTICE OF PRO HAC VICE APPLICATION DUE for Non-Resident Attorney James L Kauffman. A document recently filed in this case lists you as an out-of-state attorney of record. However, the Court has not been able to locate any record that you are admitted to the Bar of this Court, and you have not filed an application to appear Pro Hac Vice in this case. Accordingly, within 5 business days of the date of this notice, you must either (1) have your local counsel file an application to appear Pro Hac Vice (Form G-64) and pay the applicable fee, or (2) complete the next section of this form and return it to the court at cacd_attyadm@cacd.uscourts.gov . You have been removed as counsel of record from the docket in this case, and you will not be added back to the docket until your Pro Hac Vice status has been resolved. (jtil) (Entered: 08/20/2020)
08/20/2020	47	NOTICE OF PRO HAC VICE APPLICATION DUE for Non-Resident Attorney Jonathan R Marshall. A document recently filed in this case lists you as an out-of-state attorney of record. However, the Court has not been able to locate any record that you are admitted to the Bar of this Court, and you have not filed an application to appear Pro Hac Vice in this case. Accordingly, within 5 business days of the date of this notice, you must either (1) have your local counsel file an application to appear Pro Hac Vice (Form G-64) and pay the applicable fee, or (2) complete the next section of this form and return it to the court at cacd_attyadm@cacd.uscourts.gov . You have been removed as counsel of record from the docket in this case, and you will not be added back to the docket until your Pro Hac Vice status has been resolved. (jtil) (Entered: 08/20/2020)

08/20/2020	<u>48</u>	NOTICE OF PRO HAC VICE APPLICATION DUE for Non-Resident Attorney Katherine M Aizpuru. A document recently filed in this case lists you as an out-of-state attorney of record. However, the Court has not been able to locate any record that you are admitted to the Bar of this Court, and you have not filed an application to appear Pro Hac Vice in this case. Accordingly, within 5 business days of the date of this notice, you must either (1) have your local counsel file an application to appear Pro Hac Vice (Form G-64) and pay the applicable fee, or (2) complete the next section of this form and return it to the court at cacd_attyadm@acd.uscourts.gov . You have been removed as counsel of record from the docket in this case, and you will not be added back to the docket until your Pro Hac Vice status has been resolved. (jtil) (Entered: 08/20/2020)
08/20/2020	<u>49</u>	NOTICE OF PRO HAC VICE APPLICATION DUE for Non-Resident Attorney Victor S Woods. A document recently filed in this case lists you as an out-of-state attorney of record. However, the Court has not been able to locate any record that you are admitted to the Bar of this Court, and you have not filed an application to appear Pro Hac Vice in this case. Accordingly, within 5 business days of the date of this notice, you must either (1) have your local counsel file an application to appear Pro Hac Vice (Form G-64) and pay the applicable fee, or (2) complete the next section of this form and return it to the court at cacd_attyadm@acd.uscourts.gov . You have been removed as counsel of record from the docket in this case, and you will not be added back to the docket until your Pro Hac Vice status has been resolved. (jtil) (Entered: 08/20/2020)
08/20/2020	<u>50</u>	NOTICE OF PRO HAC VICE APPLICATION DUE for Non-Resident Attorney John Bell Williams, III. A document recently filed in this case lists you as an out-of-state attorney of record. However, the Court has not been able to locate any record that you are admitted to the Bar of this Court, and you have not filed an application to appear Pro Hac Vice in this case. Accordingly, within 5 business days of the date of this notice, you must either (1) have your local counsel file an application to appear Pro Hac Vice (Form G-64) and pay the applicable fee, or (2) complete the next section of this form and return it to the court at cacd_attyadm@acd.uscourts.gov . You have been removed as counsel of record from the docket in this case, and you will not be added back to the docket until your Pro Hac Vice status has been resolved. (jtil) (Entered: 08/20/2020)
08/20/2020	<u>51</u>	NOTICE OF PRO HAC VICE APPLICATION DUE for Non-Resident Attorney Scott T Sakiyama. A document recently filed in this case lists you as an out-of-state attorney of record. However, the Court has not been able to locate any record that you are admitted to the Bar of this Court, and you have not filed an application to appear Pro Hac Vice in this case. Accordingly, within 5 business days of the date of this notice, you must either (1) have your local counsel file an application to appear Pro Hac Vice (Form G-64) and pay the applicable fee, or (2) complete the next section of this form and return it to the court at cacd_attyadm@acd.uscourts.gov . You have been removed as counsel of record from the docket in this case, and you will not be added back to the docket until your Pro Hac Vice status has been resolved. (jtil) (Entered: 08/20/2020)
08/21/2020	<u>52</u>	NOTICE of Appearance filed by attorney Geoffrey L Warner on behalf of Defendant Carrington Mortgage Services LLC (Attorney Geoffrey L Warner added to party Carrington Mortgage Services LLC(pty:dft))(Warner, Geoffrey) (Entered: 08/21/2020)
08/21/2020	<u>53</u>	MINUTE ORDER IN CHAMBERS by Judge Otis D Wright, II: This action has been assigned to the calendar of Judge Otis D. Wright II. Counsel are STRONGLY encouraged to review the Central Districts website for additional information.. The parties may consent to proceed before a Magistrate Judge appearing on the voluntary consent list. PLEASE refer to Local Rule 79-5 for the submission of CIVIL ONLY SEALED DOCUMENTS. CRIMINAL SEALED DOCUMENTS will remain the same. Please refer to the Judges procedures and schedules for detailed instructions for submission of sealed documents. (lc) (Entered: 08/21/2020)

08/26/2020	54	APPLICATION of Non-Resident Attorney Valerie L. Hletko to Appear Pro Hac Vice on behalf of Defendant Carrington Mortgage Services LLC (Pro Hac Vice Fee - \$400 Fee Paid, Receipt No. ACACDC-27797360) filed by Defendant Carrington Mortgage Services LLC. (Attachments: # 1 Proposed Order) (Warner, Geoffrey) (Entered: 08/26/2020)
08/26/2020	55	APPLICATION of Non-Resident Attorney Scott T. Sakiyama to Appear Pro Hac Vice on behalf of Defendant Carrington Mortgage Services LLC (Pro Hac Vice Fee - \$400 Fee Paid, Receipt No. ACACDC-27797572) filed by Defendant Carrington Mortgage Services LLC. (Attachments: # 1 Proposed Order) (Warner, Geoffrey) (Entered: 08/26/2020)
08/27/2020	56	Notice of Appearance or Withdrawal of Counsel: for attorney Annick Marie Persinger counsel for Plaintiffs Brenda Boley, William Green, Miguel Padilla, Amy Thomas-Lawson. Adding Annick M. Persinger as counsel of record for Amy Thomas-Lawson, Brenda Boley, Miguel Padilla, William Green for the reason indicated in the G-123 Notice. Filed by Plaintiffs Amy Thomas-Lawson, Brenda Boley, Miguel Padilla, William Green. (Attorney Annick Marie Persinger added to party Brenda Boley(pty:pla), Attorney Annick Marie Persinger added to party William Green(pty:pla), Attorney Annick Marie Persinger added to party Miguel Padilla(pty:pla), Attorney Annick Marie Persinger added to party Amy Thomas-Lawson(pty:pla))(Persinger, Annick) (Entered: 08/27/2020)
08/27/2020	57	Notice of Appearance or Withdrawal of Counsel: for attorney Kristen Marie Gelinias Simplicio counsel for Plaintiffs Brenda Boley, William Green, Miguel Padilla, Amy Thomas-Lawson. Adding Kristen G. Simplicio as counsel of record for Amy Thomas-Lawson, Brenda Boley, Miguel Padilla, William Green for the reason indicated in the G-123 Notice. Filed by Plaintiffs Amy Thomas-Lawson, Brenda Boley, Miguel Padilla, William Green. (Attorney Kristen Marie Gelinias Simplicio added to party Brenda Boley(pty:pla), Attorney Kristen Marie Gelinias Simplicio added to party William Green(pty:pla), Attorney Kristen Marie Gelinias Simplicio added to party Miguel Padilla(pty:pla), Attorney Kristen Marie Gelinias Simplicio added to party Amy Thomas-Lawson(pty:pla))(Simplicio, Kristen) (Entered: 08/27/2020)
08/27/2020	58	ORDER GRANTING APPLICATION of Non-Resident Attorney Valerie L. Hletko to Appear Pro Hac Vice on behalf of Defendant Carrington Mortgage Services LLC and designating Geoffrey L. Warner as local counsel 54 by Judge Otis D. Wright, II (lc) (Entered: 08/27/2020)
08/27/2020	59	ORDER GRANTING APPLICATION of Non-Resident Attorney Scott T. Sakiyama to Appear Pro Hac Vice on behalf of Defendant Carrington Mortgage Services LLC and designating Geoffrey L. Warner as local counsel 55 by Judge Otis D. Wright, II (lc) (Entered: 08/27/2020)
08/27/2020	60	STIPULATION for Extension of Time to File Answer to 10/09/2020 filed by Defendant Carrington Mortgage Services LLC. (Attachments: # 1 Proposed Order)(Warner, Geoffrey) (Entered: 08/27/2020)
08/27/2020	61	APPLICATION of Non-Resident Attorney Victor S. Woods to Appear Pro Hac Vice on behalf of Plaintiffs Brenda Boley, William Green, Miguel Padilla, Amy Thomas-Lawson (Pro Hac Vice Fee - \$400 Fee Paid, Receipt No. ACACDC-27819395) filed by Plaintiffs Brenda Boley, William Green, Miguel Padilla, Amy Thomas-Lawson. (Attachments: # 1 Certificate of Good Standing, # 2 Proposed Order) (Persinger, Annick) (Entered: 08/27/2020)
08/27/2020	62	APPLICATION of Non-Resident Attorney Katherine M. Aizpuru to Appear Pro Hac Vice on behalf of Plaintiffs Brenda Boley, William Green, Miguel Padilla, Amy Thomas-Lawson (Pro Hac Vice Fee - \$400 Fee Paid, Receipt No. ACACDC-27819815) filed by Plaintiffs Brenda Boley, William Green, Miguel Padilla, Amy Thomas-Lawson. (Attachments: # 1 Declaration of Katherine M. Aizpuru, # 2 Certificate of Good Standing -

MA, # [3](#) Certificate of Good Standing - NY, # [4](#) Certificate of Good Standing - DC, # [5](#) Proposed Order) (Persinger, Annick) (Entered: 08/27/2020)

08/28/2020	63	MINUTE ORDER IN CHAMBERS by Judge Otis D. Wright, II: Pursuant to the stipulation of the parties 60 , and good cause appearing, the Court hereby ORDERS that: (1)Defendant CARRINGTON MORTGAGE SERVICES, LLC shall have up to andincluding October 9, 2020, to answer, plead, move, or otherwise respond to theComplaint in this action; and (2) The entry of this Order shall not constitute a waiver of any of the parties respective rights, claims, objections, or defenses. (lc) (Entered: 08/28/2020)
08/30/2020	64	Notice of Electronic Filing re APPLICATION of Non-Resident Attorney Scott T. Sakiyama to Appear Pro Hac Vice on behalf of Defendant Carrington Mortgage Services LLC (Pro Hac Vice Fee - \$400 Fee Paid, Receipt No. ACACDC-27797572) 55 , Pro Hac Vice Application Due (G-109) - optional html form,, 51 , Stipulation to Extend Time to Answer (More than 30 days) 60 , Minutes of In Chambers Order/Directive - no proceeding held, 63 , Notice of Receipt of Case Transferred in - optional html form 43 , APPLICATION of Non-Resident Attorney Valerie L. Hletko to Appear Pro Hac Vice on behalf of Defendant Carrington Mortgage Services LLC (Pro Hac Vice Fee - \$400 Fee Paid, Receipt No. ACACDC-27797360) 54 , Pro Hac Vice Application Due (G-109) - optional html form,, 50 , Order on Motion to Appear Pro Hac Vice 58 , Notice of Appearance 52 , APPLICATION of Non-Resident Attorney Victor S. Woods to Appear Pro Hac Vice on behalf of Plaintiffs Brenda Boley, William Green, Miguel Padilla, Amy Thomas-Lawson (Pro Hac Vice Fee - \$400 Fee Paid, Receipt No. ACACDC-27819395) 61 , Minutes of In Chambers Order/Directive - no proceeding held,, 53 , Notice of Appearance or Withdrawal of Counsel (G-123),, 56 , Pro Hac Vice Application Due (G-109) - optional html form,, 47 , Order on Motion to Appear Pro Hac Vice 59 , Notice of Assignment to United States Judges(CV-18) - optional html form 44 , Notice to Parties of Court-Directed ADR Program (ADR-8) - optional html form 45 , Pro Hac Vice Application Due (G-109) - optional html form,, 48 , APPLICATION of Non-Resident Attorney Katherine M. Aizpuru to Appear Pro Hac Vice on behalf of Plaintiffs Brenda Boley, William Green, Miguel Padilla, Amy Thomas-Lawson (Pro Hac Vice Fee - \$400 Fee Paid, Receipt No. ACACDC-27819815) 62 , Notice of Appearance or Withdrawal of Counsel (G-123),, 57 , Pro Hac Vice Application Due (G-109) - optional html form,, 49 , Pro Hac Vice Application Due (G-109) - optional html form,, 46 e-mailed to John Williams bounced due to 5.1.2 - Bad destination host 'DNS. The primary e-mail address associated with the attorney record has been deleted. Pursuant to Local Rules it is the attorneys obligation to maintain all personal contact information including e-mail address in the CM/ECF system. THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY. (lmh) TEXT ONLY ENTRY (Entered: 08/30/2020)
08/31/2020	65	ORDER GRANTING APPLICATION of Non-Resident Attorney Victor S. Woods to Appear Pro Hac Vice on behalf of Plaintiffs Brenda Boley, William Green, Miguel Padilla, Amy Thomas-Lawson and designating Annick M. Persinger as local counsel 61 by Judge Otis D. Wright, II (lc) (Entered: 08/31/2020)
08/31/2020	66	ORDER GRANTING APPLICATION of Non-Resident Attorney Katherine M. Aizpuru to Appear Pro Hac Vice on behalf of Plaintiffs Brenda Boley, William Green, Miguel Padilla, Amy Thomas-Lawson and designating Annick M. Persinger as local counsel 62 by Judge Otis D. Wright, II (lc) (Entered: 08/31/2020)
09/02/2020	67	RESPONSE filed by Pro Hac Vice attorney John Bell Williams, III on behalf of Defendant Carrington Mortgage Services LLC. RE: Notice of Filing Fee Due. PHV fee N/A. Attorney will not be appearing as attorney of record on this case and will be removed pursuant to G109 Notice. (Thrasher, Lupe) (Entered: 09/02/2020)

09/03/2020	68	RESPONSE filed by Pro Hac Vice attorney Jonathan R Marshall on behalf of Plaintiff Amy Thomas-Lawson. RE: Notice of Filing Fee Due. PHV fee N/A. (ak) (Entered: 09/03/2020)
09/04/2020	69	NOTICE OF LODGING filed <i>MA Certificate of Good Standing</i> re APPLICATION of Non-Resident Attorney Katherine M. Aizpuru to Appear Pro Hac Vice on behalf of Plaintiffs Brenda Boley, William Green, Miguel Padilla, Amy Thomas-Lawson (Pro Hac Vice Fee - \$400 Fee Paid, Receipt No. ACACDC-27819815) 62 (Attachments: # 1 Exhibit A - MA Certificate of Good Standing)(Aizpuru, Katherine) (Entered: 09/04/2020)
09/16/2020	70	RESPONSE filed by Pro Hac Vice attorney James L Kauffman on behalf of Plaintiff Amy Thomas-Lawson. RE: Notice of Filing Fee Due. PHV fee N/A. (ak) (Entered: 09/16/2020)
09/17/2020	71	NOTICE OF MOTION AND MOTION for Appointment of Counsel <i>PLAINTIFFS' NOTICE OF MOTION AND MOTION TO APPOINT INTERIM CLASS COUNSEL UNDER RULE 23(G) AND INCORPORATED MEMORANDUM OF LAW</i> filed by Plaintiffs Brenda Boley, William Green, Miguel Padilla, Amy Thomas-Lawson. Motion set for hearing on 11/9/2020 at 01:30 PM before Judge Otis D. Wright II. (Attachments: # 1 Memorandum in Support of Motion to Appoint Interim Class Counsel, # 2 Appendix 1, # 3 Declaration of Hassan A. Zavareei, # 4 Declaration of James L. Kauffman, # 5 Proposed Order) (Zavareei, Hassan) (Entered: 09/17/2020)
09/30/2020	72	STIPULATION to Exceed Page Limitation as to Motion to Dismiss, STIPULATION for Extension of Time to File Response and Reply to the Motion to Dismiss and Motion to Compel as to COMPLAINT - event converted from ICMS, 1 filed by Defendant Carrington Mortgage Services LLC. (Attachments: # 1 Proposed Order)(Warner, Geoffrey) (Entered: 09/30/2020)
10/02/2020	73	MINUTE ORDER IN CHAMBERS by Judge Otis D. Wright, II: Having considered the stipulation of the Parties 72 , the Court hereby GRANTS IN PART the parties stipulation as follows: Defendant shall notice its anticipated Motion to Dismiss and its anticipated Motion to Compel for hearing on December 7, 2020; Page limit RE defendants memorandum in support and Plaintiff's opposition: 30 pages; and RE defendants reply: 12 pages. (lc) (Entered: 10/02/2020)
10/09/2020	74	Notice of Appearance or Withdrawal of Counsel: for attorney Annick Marie Persinger counsel for Plaintiffs Brenda Boley, William Green, Miguel Padilla, Amy Thomas-Lawson. Cary L. Joshi is no longer counsel of record for the aforementioned party in this case for the reason indicated in the G-123 Notice. Filed by Plaintiffs Amy Thomas-Lawson, Brenda Boley, Miguel Padilla and William Green. (Persinger, Annick) (Entered: 10/09/2020)
10/09/2020	75	NOTICE OF MOTION AND MOTION to Compel Arbitration filed by Defendant Carrington Mortgage Services LLC. Motion set for hearing on 12/7/2020 at 01:30 PM before Judge Otis D. Wright II. (Attachments: # 1 Memorandum in Support of Defendant Carrington Mortgage Services, LLC's Motion to Compel Arbitration, # 2 Declaration of Azita Guzzo, # 3 Exhibit A to Guzzo Declaration, # 4 Exhibit B to Guzzo Declaration, # 5 Declaration of Elizabeth Ostermann, # 6 Exhibit A to Ostermann Declaration, # 7 Proposed Order) (Hletko, Valerie) (Entered: 10/09/2020)
10/09/2020	76	NOTICE OF MOTION AND MOTION to Dismiss Complaint filed by Defendant Carrington Mortgage Services LLC. Motion set for hearing on 12/7/2020 at 01:30 PM before Judge Otis D. Wright II. (Attachments: # 1 Memorandum in Support of Defendant Carrington Mortgage Services, LLC's Motion to Dismiss, # 2 Declaration of Azita Guzzo, # 3 Exhibit A to Guzzo Declaration, # 4 Exhibit B to Guzzo Declaration, # 5 Exhibit C to Guzzo Declaration, # 6 Exhibit D to Guzzo Declaration, # 7 Exhibit E to Guzzo Declaration, # 8 Declaration of Elizabeth Ostermann, # 9 Exhibit A to Ostermann

		Declaration, # 10 Exhibit B to Ostermann Declaration, # 11 Exhibit C to Ostermann Declaration, # 12 Exhibit D to Ostermann Declaration, # 13 Exhibit E to Ostermann Declaration, # 14 Exhibit F to Ostermann Declaration, # 15 Proposed Order) (Hletko, Valerie) (Entered: 10/09/2020)
10/09/2020	77	NOTICE of Manual Filing filed by Defendant Carrington Mortgage Services LLC of Thumb Drive containing an audio file (redacted to remove PII) in relation to ECF No. 75-6. (Attachments: # 1 Certificate of Service)(Hletko, Valerie) (Entered: 10/09/2020)
10/09/2020	78	NOTICE of Manual Filing filed by Defendant Carrington Mortgage Services LLC of Thumb Drive containing audio file (redacted to remove PII) in relation to ECF No. 76-14. (Attachments: # 1 Certificate of Service)(Hletko, Valerie) (Entered: 10/09/2020)
10/13/2020	79	NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents RE: NOTICE OF MOTION AND MOTION to Dismiss Complaint 76 . The following error(s) was/were found: Local Rule 7.1-1 No Notice of Interested Parties and/or no copies. In response to this notice, the Court may: (1) order an amended or correct document to be filed; (2) order the document stricken; or (3) take other action as the Court deems appropriate. You need not take any action in response to this notice unless and until the Court directs you to do so. (lc) (Entered: 10/13/2020)
10/16/2020	80	CERTIFICATE of Interested Parties filed by Defendant Carrington Mortgage Services LLC, identifying Carrington Holding Company, LLC, Carrington Investment Partners, L.P., The Carrington Companies, LLC, Carrington Capital Management, LLC, Certain Underwriters at Lloyd's, London. (Hletko, Valerie) (Entered: 10/16/2020)
10/19/2020	81	OPPOSITION to NOTICE OF MOTION AND MOTION for Appointment of Counsel <i>PLAINTIFFS' NOTICE OF MOTION AND MOTION TO APPOINT INTERIM CLASS COUNSEL UNDER RULE 23(G) AND INCORPORATED MEMORANDUM OF LAW</i> 71 filed by Defendant Carrington Mortgage Services LLC. (Hletko, Valerie) (Entered: 10/19/2020)
10/26/2020	82	REPLY in Support of NOTICE OF MOTION AND MOTION for Appointment of Counsel <i>PLAINTIFFS' NOTICE OF MOTION AND MOTION TO APPOINT INTERIM CLASS COUNSEL UNDER RULE 23(G) AND INCORPORATED MEMORANDUM OF LAW</i> 71 filed by Plaintiffs Brenda Boley, William Green, Miguel Padilla, Amy Thomas-Lawson. (Attachments: # 1 Exhibit A)(Woods, Victor) (Entered: 10/26/2020)
10/29/2020	83	The hearing on the MOTION to Appoint Interim Class Counsel Under Rule 23(G), scheduled for November 9, 2020 at 1:30 P.M., is hereby VACATED and taken off calendar. No appearances are necessary. The matter stands submitted, and will be decided upon without oral argument. An order will issue.THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY. (sce) TEXT ONLY ENTRY (Entered: 10/29/2020)
11/03/2020	84	NOTICE of Supplemental Authority filed by Defendant Carrington Mortgage Services LLC. (Attachments: # 1 Exhibit A - Eleventh Circuit Decision)(Hletko, Valerie) (Entered: 11/03/2020)
11/06/2020	85	OPPOSITION to NOTICE OF MOTION AND MOTION to Dismiss Complaint 76 filed by Plaintiffs Brenda Boley, William Green, Miguel Padilla, Amy Thomas-Lawson. (Zavareei, Hassan) (Entered: 11/06/2020)
11/06/2020	86	OPPOSITION to NOTICE OF MOTION AND MOTION to Compel Arbitration 75 filed by Plaintiffs Brenda Boley, William Green, Miguel Padilla, Amy Thomas-Lawson. (Woods, Victor) (Entered: 11/06/2020)
11/20/2020	87	REPLY in support of NOTICE OF MOTION AND MOTION to Compel Arbitration 75 filed by Defendant Carrington Mortgage Services LLC. (Hletko, Valerie) (Entered: 11/20/2020)

		11/20/2020)
11/20/2020	88	REPLY in support of NOTICE OF MOTION AND MOTION to Dismiss Complaint 76 filed by Defendant Carrington Mortgage Services LLC. (Hletko, Valerie) (Entered: 11/20/2020)
11/30/2020	89	The hearing on the MOTION to Compel Arbitration 75 ; MOTION to Dismiss 76 , scheduled for December 7, 2020 at 1:30 P.M., are hereby VACATED and taken off calendar. No appearances are necessary. The matters stands submitted, and will be decided upon without oral argument. An order will issue.THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY. (sce) TEXT ONLY ENTRY (Entered: 11/30/2020)
12/03/2020	90	NOTICE of Supplemental Authority filed by Defendant Carrington Mortgage Services LLC. (Hletko, Valerie) (Entered: 12/03/2020)
12/14/2020	91	NOTICE of Appearance filed by attorney Fredrick S Levin on behalf of Defendant Carrington Mortgage Services LLC (Attorney Fredrick S Levin added to party Carrington Mortgage Services LLC(pty:dft))(Levin, Fredrick) (Entered: 12/14/2020)
12/15/2020	92	NOTICE of Supplemental Authority filed by Defendant Carrington Mortgage Services LLC. (Attachments: # 1 Exhibit A - Alexander Decision, # 2 Exhibit B - Austin Decision) (Levin, Fredrick) (Entered: 12/15/2020)
01/04/2021	93	Notice of Appearance or Withdrawal of Counsel: for attorney Valerie L. Hletko counsel for Defendant Carrington Mortgage Services LLC. Valerie L. Hletko is no longer counsel of record for the aforementioned party in this case for the reason indicated in the G-123 Notice. Filed by Defendant Carrington Mortgage Services, LLC. (Hletko, Valerie) (Entered: 01/04/2021)
02/10/2021	94	NOTICE OF SUPPLEMENTAL AUTHORITY IN SUPPORT OF OPPOSITION TO DEFENDANT'S MOTION TO DISMISS filed by PLAINTIFFS Brenda Boley, William Green, Miguel Padilla, Amy Thomas-Lawson. (Attachments: # 1 Exhibit 1 - Campbell v. Rushmore, # 2 Exhibit 2 - Langston v. Gateway)(Zavareei, Hassan) (Entered: 02/10/2021)
03/29/2021	95	(Aizpuru, Katherine) (Entered: 03/29/2021)
03/30/2021	96	NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents RE: Notice of Appearance or Withdrawal of Counsel (G-123) 95 . The following error(s) was/were found: Incomplete docket text; missing name of event and text content. In response to this notice, the Court may: (1) order an amended or correct document to be filed; (2) order the document stricken; or (3) take other action as the Court deems appropriate. You need not take any action in response to this notice unless and until the Court directs you to do so. (ak) (Entered: 03/30/2021)
04/05/2021	97	ORDER DENYING PLAINTIFFS' MOTION TO APPOINT INTERIM CLASS COUNSEL 71 , DENYING DEFENDANT'S MOTION TO COMPEL ARBITRATION 75 , AND GRANTING DEFENDANT'S MOTION TO DISMISS 76 by Judge Otis D. Wright, II: Carrington's Motion to Compel Arbitration is DENIED. Carrington's Motion to Dismiss is GRANTED in its entirety, and Plaintiffs' claims are DISMISSED WITH PREJUDICE. Plaintiffs' Motion to Appoint Interim Lead Counsel is therefore DENIED as moot. The Clerk of Court shall close this case. (MD JS-6. Case Terminated) (lc) Modified on 4/5/2021 (lc). (Entered: 04/05/2021)
05/04/2021	98	NOTICE OF APPEAL to the 9th Circuit Court of Appeals filed by Plaintiffs Brenda Boley, William Green, Miguel Padilla, Amy Thomas-Lawson. Appeal of Order on Motion for Appointment of Counsel,,, Order on Motion to Compel Arbitration,,, Order on Motion to Dismiss,,, 97 . (Appeal Fee - \$505 Fee Paid, Receipt No. ACACDC-31230339.) (Simplicio, Kristen) (Entered: 05/04/2021)

05/05/2021

NOTIFICATION from Ninth Circuit Court of Appeals of case number assigned and briefing schedule. Appeal Docket No. 21-55459 assigned to Notice of Appeal to 9th Circuit Court of Appeals, [98](#) as to plaintiffs Brenda Boley, William Green, Miguel Padilla, Amy Thomas-Lawson. (lc) (Entered: 05/05/2021)

PACER Service Center			
Transaction Receipt			
09/27/2022 10:28:20			
PACER Login:	tzlegal1	Client Code:	588-02
Description:	Docket Report	Search Criteria:	2:20-cv-07301-ODW-E End date: 9/27/2022
Billable Pages:	16	Cost:	1.60

EXHIBIT A4

General Docket
United States Court of Appeals for the Ninth Circuit

Court of Appeals Docket #: 21-55459 **Docketed:** 05/05/2021
Nature of Suit: 3190 Other Contract Actions
 Amy Thomas-Lawson, et al v. Carrington Mortgage Services
Appeal From: U.S. District Court for Central California, Los Angeles
Fee Status: Paid

Case Type Information:

- 1) civil
- 2) private
- 3) null

Originating Court Information:**District:** 0973-2 : [2:20-cv-07301-ODW-E](#)**Trial Judge:** Otis D. Wright, II, District Judge**Date Filed:** 08/13/2020**Date Order/Judgment:**
04/05/2021**Date Order/Judgment EOD:**
04/05/2021**Date NOA Filed:**
05/04/2021**Date Rec'd COA:**
05/04/2021**Prior Cases:**

None

Current Cases:

None

AMY THOMAS-LAWSON
 Plaintiff - Appellant,

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v.

CARRINGTON MORTGAGE SERVICES, LLC
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MORTGAGE BANKERS ASSOCIATION, AMERICAN BANKERS
ASSOCIATION, NATIONAL ASSOCIATION OF FEDERALLY-
INSURED CREDIT UNIONS, CREDIT UNION NATIONAL
ASSOCIATION, AND AMERICAN FINANCIAL SERVICES
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AMY THOMAS-LAWSON; BRENDA BOLEY; MIGUEL PADILLA; WILLIAM GREEN, on behalf of themselves and all others similarly situated,

Plaintiffs - Appellants,

v.

CARRINGTON MORTGAGE SERVICES, LLC,

Defendant - Appellee.

05/05/2021	<input type="checkbox"/> 1 28 pg, 978.13 KB	DOCKETED CAUSE AND ENTERED APPEARANCES OF COUNSEL. SEND MQ: Yes. The schedule is set as follows: Appellants Brenda Boley, William Green, Miguel Padilla and Amy Thomas-Lawson Mediation Questionnaire due on 05/12/2021. Appellants Brenda Boley, William Green, Miguel Padilla and Amy Thomas-Lawson opening brief due 07/06/2021. Appellee Carrington Mortgage Services, LLC answering brief due 08/02/2021. Appellant's optional reply brief is due 21 days after service of the answering brief. [12102728] (JMR) [Entered: 05/05/2021 10:55 AM]
05/12/2021	<input type="checkbox"/> 2 2 pg, 119.15 KB	Filed (ECF) Appellants Brenda Boley, William Green, Miguel Padilla and Amy Thomas-Lawson Mediation Questionnaire. Date of service: 05/12/2021. [12110236] [21-55459] (Zavareei, Hassan) [Entered: 05/12/2021 09:56 AM]
05/12/2021	<input type="checkbox"/> 3	The Mediation Questionnaire for this case was filed on 05/12/2021. To submit pertinent confidential information directly to the Circuit Mediators, please use the following link . Confidential submissions may include any information relevant to mediation of the case and settlement potential, including, but not limited to, settlement history, ongoing or potential settlement discussions, non-litigated party related issues, other pending actions, and timing considerations that may impact mediation efforts.[12110621]. [21-55459] (AD) [Entered: 05/12/2021 12:44 PM]
05/12/2021	<input type="checkbox"/> 4 2 pg, 110.54 KB	MEDIATION ORDER FILED: By 05/16/2021, counsel to email Circuit Mediator regarding settlement potential. Include Ninth Circuit case name and number in subject line. This communication will be kept confidential, if requested, and should not be filed with the court. The existing briefing schedule remains in effect. SEE ORDER FOR DETAILS. [12111020] (LW) [Entered: 05/12/2021 03:46 PM]
05/14/2021	<input type="checkbox"/> 5 2 pg, 110.53 KB	MEDIATION ORDER FILED: By 05/26/2021, counsel to email Circuit Mediator regarding settlement potential. Include Ninth Circuit case name and number in subject line. This communication will be kept confidential, if requested, and should not be filed with the court. The existing briefing schedule remains in effect. SEE ORDER FOR DETAILS. [12113960] (LW) [Entered: 05/14/2021 03:56 PM]
06/04/2021	<input type="checkbox"/> 6 1 pg, 91.73 KB	MEDIATION ORDER FILED: This case is RELEASED from the Mediation Program. Counsel are requested to contact the Circuit Mediator should circumstances develop that warrant settlement discussions while the appeal is pending. The briefing schedule previously set by the court remains in effect. [12133828] (MS) [Entered: 06/04/2021 10:45 AM]
06/24/2021	<input type="checkbox"/> 7	Filed (ECF) notice of appearance of Deepak Gupta (Gupta Wessler PLLC, 1900 L Street NW, Suite 312, Washington, D.C. 20036) for Appellants Brenda Boley, William Green, Miguel Padilla and Amy Thomas-Lawson. Date of service: 06/24/2021. (Party was previously proceeding with counsel.) [12153736] [21-55459] (Gupta, Deepak) [Entered: 06/24/2021 03:20 PM]
06/24/2021	<input type="checkbox"/> 8	Added Attorney(s) Deepak Gupta for party(s) Appellant William Green Appellant Brenda Boley Appellant Amy Thomas-Lawson Appellant Miguel Padilla. [12153764] (RL) [Entered: 06/24/2021 03:32 PM]
06/25/2021	<input type="checkbox"/> 9 13 pg, 147.3 KB	Filed (ECF) Appellants Brenda Boley, Miguel Padilla, Amy Thomas-Lawson and William Green Unopposed Motion to extend time to file Opening brief until 09/03/2021, Motion to extend time to file appendix until 09/03/2021. Date of service: 06/25/2021. [12154087] [21-55459] (Gupta, Deepak) [Entered: 06/25/2021 06:58 AM]
07/06/2021	<input type="checkbox"/> 10 1 pg, 101.9 KB	Filed clerk order (Deputy Clerk: LBS): Appellants' unopposed motion (Docket Entry No. 9) for an extension of time to file the opening brief is granted. The opening brief is due September 3, 2021. The answering brief is due October 4, 2021. The optional reply brief is due within 21 days after service of the answering brief. [12163888] (JPD) [Entered: 07/06/2021 03:12 PM]
07/14/2021	<input type="checkbox"/> 11	Filed (ECF) notice of appearance of Kristen Gelinas Simplicio (Tycko & Zavareei LLP - 1828 L Street NW, Suite 1000, Washington, DC 20036) for Appellants Brenda Boley, William Green, Miguel Padilla and Amy Thomas-Lawson. Date of service: 07/14/2021. (Party was previously proceeding with counsel.) [12171875] [21-55459] (Simplicio, Kristen) [Entered: 07/14/2021 07:58 AM]
07/14/2021	<input type="checkbox"/> 12	Added Attorney(s) Kristen G. Simplicio for party(s) Appellant William Green Appellant Brenda Boley Appellant Amy Thomas-Lawson Appellant Miguel Padilla. [12171969] (RL) [Entered: 07/14/2021 09:09 AM]
08/24/2021	<input type="checkbox"/> 13 12 pg, 184.19 KB	Filed (ECF) Appellants Brenda Boley, William Green, Miguel Padilla and Amy Thomas-Lawson Unopposed Motion to extend time to file Opening brief until 10/04/2021, Motion to extend time to file appendix until 10/04/2021. Date of service: 08/24/2021. [12210322] [21-55459] (Gupta, Deepak) [Entered: 08/24/2021 02:44 PM]
08/30/2021	<input type="checkbox"/> 14 1 pg, 101.68 KB	Filed clerk order (Deputy Clerk: LBS): Appellants' unopposed motion (Docket Entry No. 13) for an extension of time to file the opening brief is granted. The opening brief is due October 4, 2021. The answering brief is due November 3, 2021. The optional reply brief is due within 21 days after service of the answering brief. [12215622] (OC) [Entered: 08/30/2021 03:39 PM]
09/28/2021	<input type="checkbox"/> 15 9 pg, 128.37 KB	Filed (ECF) Appellants Brenda Boley, William Green, Miguel Padilla and Amy Thomas-Lawson Unopposed Motion to extend time to file Opening brief until 10/14/2021. Date of service: 09/28/2021. [12242074] [21-55459] (Gupta, Deepak) [Entered: 09/28/2021 04:50 PM]
09/29/2021	<input type="checkbox"/> 16	Filed clerk order (Deputy Clerk: MKS): Appellants' motion (Docket Entry No. 15) for an extension of time

2 pg, 123.36 KB

to file the opening brief is granted. The opening brief is due October 14, 2021. The answering brief is due November 15, 2021. The optional reply brief is due within 21 days after service of the answering brief. To facilitate timely submission of cases for decision, no further motions for extensions of time to file the opening brief will be granted absent extraordinary and compelling circumstances. Failure to file the opening brief by October 14, 2021 may result in dismissal of this case for failure to prosecute. See 9th Cir. R. 42-1. [12242419] (OC) [Entered: 09/29/2021 10:45 AM]

10/14/2021

☐ [17](#)
65 pg, 438.93 KB

Submitted (ECF) Opening Brief for review. Submitted by Appellants Brenda Boley, William Green, Miguel Padilla and Amy Thomas-Lawson. Date of service: 10/14/2021. [12257951] [21-55459]--[COURT UPDATE: attached corrected PDF of opening brief. 10/15/2021 by KT] (Gupta, Deepak) [Entered: 10/14/2021 09:00 PM]

10/14/2021

☐ [18](#)
268 pg, 12.78 MB

Submitted (ECF) excerpts of record. Submitted by Appellants Brenda Boley, William Green, Miguel Padilla and Amy Thomas-Lawson. Date of service: 10/14/2021. [12257952] [21-55459]--[COURT UPDATE: attached corrected PDF of excerpts of record. 10/15/2021 by KT] (Gupta, Deepak) [Entered: 10/14/2021 09:03 PM]

10/15/2021

☐ [19](#)
2 pg, 95.58 KB

Filed clerk order: The opening brief [\[17\]](#) submitted by appellants is filed. Within 7 days of the filing of this order, filer is ordered to file 6 copies of the brief in paper format, accompanied by certification (attached to the end of each copy of the brief) that the brief is identical to the version submitted electronically. Cover color: blue. The excerpts of record [\[18\]](#) submitted by appellants are filed. Within 7 days of this order, filer is ordered to file 3 copies of the excerpts in paper format securely bound on the left side, with white covers. The paper copies shall be submitted to the principal office of the Clerk. [12258757] (KT) [Entered: 10/15/2021 02:38 PM]

10/20/2021

☐ 20

Received 3 paper copies of excerpts of record [\[18\]](#) in 1 volume(s) filed by Appellants. [12263019] (KWG) [Entered: 10/20/2021 12:35 PM]

10/20/2021

☐ 21

Received 6 paper copies of Opening Brief [\[17\]](#) filed by appellants. [12264075] (CPA) [Entered: 10/21/2021 09:05 AM]

10/21/2021

☐ [22](#)
38 pg, 334.2 KB

Submitted (ECF) Amicus brief for review (by government or with consent per FRAP 29(a)). Submitted by Consumer Financial Protection Bureau. Date of service: 10/21/2021. [12264534] [21-55459] (Frisone, Joseph) [Entered: 10/21/2021 01:14 PM]

10/22/2021

☐ 23

Entered appearance of Amicus Curiae Consumer Financial Protection Bureau. [12265632] (KT) [Entered: 10/22/2021 11:38 AM]

10/22/2021

☐ [24](#)
2 pg, 95.17 KB

Filed clerk order: The amicus brief [\[22\]](#) submitted by Consumer Financial Protection Bureau is filed. Within 7 days of the filing of this order, filer is ordered to file 6 copies of the brief in paper format, accompanied by certification (attached to the end of each copy of the brief) that the brief is identical to the version submitted electronically. Cover color: green. The paper copies shall be submitted to the principal office of the Clerk. [12265634] (KT) [Entered: 10/22/2021 11:38 AM]

10/26/2021

☐ 25

Received 6 paper copies of Amicus Brief [\[22\]](#) filed by Consumer Financial Protection Bureau. [12269310] (SD) [Entered: 10/26/2021 02:09 PM]

11/12/2021

☐ 26

Filed (ECF) Streamlined request for extension of time to file Answering Brief by Appellee Carrington Mortgage Services, LLC. New requested due date is 12/15/2021. [12285347] [21-55459] (Levin, Fredrick) [Entered: 11/12/2021 09:42 AM]

11/12/2021

☐ 27

Streamlined request [\[26\]](#) by Appellee Carrington Mortgage Services, LLC to extend time to file the brief is approved. Amended briefing schedule: Appellee Carrington Mortgage Services, LLC answering brief due 12/15/2021. The optional reply brief is due 21 days from the date of service of the answering brief. [12286377] (JN) [Entered: 11/12/2021 05:17 PM]

12/07/2021

☐ [28](#)
10 pg, 75.61 KB

Filed (ECF) Appellee Carrington Mortgage Services, LLC Unopposed Motion to extend time to file Answering brief until 03/14/2022. Date of service: 12/07/2021. [12308836] [21-55459] (Levin, Fredrick) [Entered: 12/07/2021 02:41 PM]

12/16/2021

☐ [29](#)
1 pg, 101.43 KB

Filed clerk order (Deputy Clerk: MKS): Appellee's motion (Docket Entry No. [\[28\]](#)) for an extension of time to file the answering brief is granted in part. The answering brief is due February 14, 2022. The optional reply brief is due within 21 days after service of the answering brief. [12317684] (OC) [Entered: 12/16/2021 10:06 AM]

02/14/2022

☐ 30

Filed (ECF) notice of appearance of Scott Tadashi Sakiyama (Buckley LLP 353 N Clark St, Suite 3600 Chicago, IL 60654) for Appellee Carrington Mortgage Services, LLC. Date of service: 02/14/2022. (Party was previously proceeding with counsel.) [12368744] [21-55459] (Sakiyama, Scott) [Entered: 02/14/2022 06:40 AM]

02/14/2022

☐ 31

Filed (ECF) notice of appearance of Matthew Skiba (353 N Clark Street, Suite 3600 Chicago, IL 60654) for Appellee Carrington Mortgage Services, LLC. Date of service: 02/14/2022. (Party was previously proceeding with counsel.) [12368748] [21-55459] (Skiba, Matthew) [Entered: 02/14/2022 06:44 AM]

02/14/2022

☐ 32

Filed (ECF) notice of appearance of Sarah B. Meehan (Buckley LLP 2001 M St NW Suite 500 Washington,

- DC 20036) for Appellee Carrington Mortgage Services, LLC. Date of service: 02/14/2022. (Party was previously proceeding with counsel.) [12368752] [21-55459] (Meehan, Sarah) [Entered: 02/14/2022 06:47 AM]
- 02/14/2022 ☐ 33 Filed (ECF) notice of appearance of Brian W. Bartholomay (Buckley LLP 2001 M St NW Suite 500 Washington, DC 20036.) for Appellee Carrington Mortgage Services, LLC. Date of service: 02/14/2022. (Party was previously proceeding with counsel.) [12368756] [21-55459] (Bartholomay, Brian) [Entered: 02/14/2022 06:51 AM]
- 02/14/2022 ☐ 34 Added Attorney(s) Brian W. Bartholomay, Matthew Skiba, Scott Sakiyama, Sarah Meehan for party(s) Appellee Carrington Mortgage Services, LLC. [12368946] (RL) [Entered: 02/14/2022 09:21 AM]
- 02/14/2022 ☐ [35](#)
68 pg, 355.12 KB Submitted (ECF) Answering Brief for review. Submitted by Appellee Carrington Mortgage Services, LLC. Date of service: 02/14/2022. [12370126] [21-55459] (Levin, Fredrick) [Entered: 02/14/2022 05:15 PM]
- 02/15/2022 ☐ 36 Filed (ECF) Streamlined request for extension of time to file Reply Brief by Appellants Amy Thomas-Lawson, Miguel Padilla, William Green and Brenda Boley. New requested due date is 04/06/2022. [12370502] [21-55459] (Gupta, Deepak) [Entered: 02/15/2022 09:58 AM]
- 02/15/2022 ☐ [37](#)
2 pg, 95.09 KB Filed clerk order: The answering brief [\[35\]](#) submitted by Carrington Mortgage Services, LLC is filed. Within 7 days of the filing of this order, filer is ordered to file 6 copies of the brief in paper format, accompanied by certification (attached to the end of each copy of the brief) that the brief is identical to the version submitted electronically. Cover color: red. The paper copies shall be submitted to the principal office of the Clerk. [12370518] (KT) [Entered: 02/15/2022 10:04 AM]
- 02/15/2022 ☐ 38 **Streamlined request [36] by Appellants Brenda Boley, William Green, Miguel Padilla and Amy Thomas-Lawson to extend time to file the brief is approved. Amended briefing schedule: the optional reply brief is due 04/06/2022.** [12370587] (JN) [Entered: 02/15/2022 10:29 AM]
- 02/17/2022 ☐ 39 Received 6 paper copies of Answering Brief [\[35\]](#) filed by Carrington Mortgage Services, LLC. [12373714] (SD) [Entered: 02/17/2022 02:59 PM]
- 02/18/2022 ☐ 40 This case is being considered for an upcoming oral argument calendar in Pasadena
- Please review the Pasadena sitting dates for June 2022 and the 2 subsequent sitting months in that location at http://www.ca9.uscourts.gov/court_sessions. If you have an unavoidable conflict on any of the dates, please file [Form 32](#) **within 3 business days of this notice** using the CM/ECF filing type **Response to Case Being Considered for Oral Argument**. Please follow the form's [instructions](#) carefully.
- When setting your argument date, the court will try to work around unavoidable conflicts; the court is not able to accommodate mere scheduling preferences. You will receive notice that your case has been assigned to a calendar approximately 10 weeks before the scheduled oral argument date.
- If the parties wish to discuss settlement before an argument date is set, they should jointly request referral to the mediation unit by filing a letter **within 3 business days of this notice**, using CM/ECF (**Type of Document:** Correspondence to Court; **Subject:** request for mediation).[12375097]. [21-55459] (KS) [Entered: 02/18/2022 03:11 PM]
- 02/22/2022 ☐ [41](#)
24 pg, 76.94 KB Submitted (ECF) Amicus brief for review (by government or with consent per FRAP 29(a)). Submitted by Mortgage Bankers Association, American Bankers Association, National Association of Federally-Insured Credit Unions, Credit Union National Association, and American Financial Services Association. Date of service: 02/22/2022. [12376632] [21-55459] (Agoglia, Michael) [Entered: 02/22/2022 02:24 PM]
- 02/23/2022 ☐ 42 Entered appearance of Amici Curiae Mortgage Bankers Association, American Bankers Association, National Association of Federally-Insured Credit Unions, Credit Union National Association, and American Financial Services Association. [12377292] (KT) [Entered: 02/23/2022 08:29 AM]
- 02/23/2022 ☐ [43](#)
2 pg, 95.24 KB Filed clerk order: The amicus brief [\[41\]](#) submitted by Mortgage Bankers Association, et al. is filed. Within 7 days of the filing of this order, filer is ordered to file 6 copies of the brief in paper format, accompanied by certification (attached to the end of each copy of the brief) that the brief is identical to the version submitted electronically. Cover color: green. The paper copies shall be submitted to the principal office of the Clerk. [12377293] (KT) [Entered: 02/23/2022 08:29 AM]
- 02/24/2022 ☐ [44](#)
1 pg, 28.84 KB Filed (ECF) Attorney Mr. Fredrick S. Levin for Appellee Carrington Mortgage Services, LLC response to notice for case being considered for oral argument. Date of service: 02/24/2022. [12379059] [21-55459] (Levin, Fredrick) [Entered: 02/24/2022 12:10 PM]
- 03/02/2022 ☐ [45](#)
1 pg, 100.27 KB Filed (ECF) Attorney Mr. Deepak Gupta for Appellants Brenda Boley, William Green, Miguel Padilla and Amy Thomas-Lawson response to notice for case being considered for oral argument. Date of service: 03/02/2022. [12384332] [21-55459] (Gupta, Deepak) [Entered: 03/02/2022 01:06 PM]
- 03/11/2022 ☐ 46 Received 6 paper copies of Amicus Brief [\[41\]](#) filed by Mortgage Bankers Association, et al. [12392786] (SD) [Entered: 03/11/2022 02:37 PM]
- 03/27/2022 ☐ 47 Notice of Oral Argument on Thursday, June 9, 2022 - 09:00 A.M. - Courtroom 1 - Scheduled Location:

Pasadena CA.

The hearing time is the local time zone at the scheduled hearing location.

View the Oral Argument Calendar for your case [here](#).

NOTE: Although your case is currently scheduled for oral argument, the panel may decide to submit the case on the briefs instead. See Fed. R. App. P. 34. Absent further order of the court, if the court does determine that oral argument is required in this case, you may have the option to appear in person at the Courthouse or remotely by video. Check [here](#) for updates on the status of reopening as the hearing date approaches. At this time, even when in person hearings resume, an election to appear remotely by video will not require a motion, **and any attorney wishing to appear in person must provide proof of vaccination**. The court expects and supports the fact that some attorneys and some judges will continue to appear remotely. If the panel determines that it will hold oral argument in your case, the Clerk's Office will contact you directly at least two weeks before the set argument date to review any requirements for in person appearance or to make any necessary arrangements for remote appearance.

Please note however that if you do elect to appear remotely, the court **strongly prefers** video over telephone appearance. Therefore, if you wish to appear remotely by telephone you will need to file a motion requesting permission to do so.

Be sure to review the [GUIDELINES](#) for important information about your hearing, including when to be available (30 minutes before the hearing time) and when and how to submit additional citations (filing electronically as far in advance of the hearing as possible).

If you are the specific attorney or self-represented party who will be arguing, use the [ACKNOWLEDGMENT OF HEARING NOTICE](#) filing type in CM/ECF no later than 28 days before Thursday, June 9, 2022. No form or other attachment is required. If you will not be arguing, do not file an acknowledgment of hearing notice. [12405628]. [21-55459] (KS) [Entered: 03/27/2022 06:09 AM]

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|------------|---|---|
| 04/06/2022 | <input type="checkbox"/> 48
26 pg, 203.18 KB | Submitted (ECF) Reply Brief for review. Submitted by Appellants Amy Thomas-Lawson, Miguel Padilla, William Green and Brenda Boley. Date of service: 04/06/2022. [12414506] [21-55459] (Gupta, Deepak) [Entered: 04/06/2022 08:26 PM] |
| 04/07/2022 | <input type="checkbox"/> 49
5 pg, 170.14 KB | Filed (ECF) Amicus Curiae Consumer Financial Protection Bureau Unopposed Motion for miscellaneous relief [for leave to participate in oral argument]. Date of service: 04/07/2022. [12414711] [21-55459] (Frisone, Joseph) [Entered: 04/07/2022 10:04 AM] |
| 04/07/2022 | <input type="checkbox"/> 50
2 pg, 95.1 KB | Filed clerk order: The reply brief [48] submitted by appellants is filed. Within 7 days of the filing of this order, filer is ordered to file 6 copies of the brief in paper format, accompanied by certification (attached to the end of each copy of the brief) that the brief is identical to the version submitted electronically. Cover color: gray. The paper copies shall be submitted to the principal office of the Clerk. [12414759] (SML) [Entered: 04/07/2022 10:27 AM] |
| 04/18/2022 | <input type="checkbox"/> 51
1 pg, 100.56 KB | Filed clerk order (Deputy Clerk: WL): The CFPB's motion for leave to participate in oral argument (Dkt. [49]) is granted. The CFPB will receive five minutes of argument time and Appellee Carrington Mortgage Services LLC's argument time will be expanded by five minutes. [12423982] (WL) [Entered: 04/18/2022 10:53 AM] |
| 04/25/2022 | <input type="checkbox"/> 52 | Received 6 paper copies of Reply Brief [48] filed by Appellants. (sent to panel) [12430138] (SD) [Entered: 04/25/2022 01:23 PM] |
| 04/25/2022 | <input type="checkbox"/> 53
4 pg, 56.46 KB | Filed (ECF) Appellants Brenda Boley, William Green, Miguel Padilla and Amy Thomas-Lawson Motion to stay appellate proceedings pending settlement. Date of service: 04/25/2022. [12430493] [21-55459] (Gupta, Deepak) [Entered: 04/25/2022 03:58 PM] |
| 04/28/2022 | <input type="checkbox"/> 54
1 pg, 99.79 KB | Filed clerk order (Deputy Clerk: WL): The parties' joint motion to stay appellate proceedings (Dkt. [53]) is granted. The parties shall file a joint status report within 90 days of the date of this order advising of the status of the settlement. This case is removed from the June 9, 2022, Pasadena calendar. [12433838] (WL) [Entered: 04/28/2022 02:33 PM] |
| 05/03/2022 | <input type="checkbox"/> 55 | Case came on for submission, SUBMISSION DEFERRED. [12437105] (AML) [Entered: 05/03/2022 01:50 PM] |
| 07/27/2022 | <input type="checkbox"/> 56
5 pg, 107.55 KB | Filed (ECF) Appellee Carrington Mortgage Services, LLC status report (as required by Court order dated 04/28/2022). Date of service: 07/27/2022 [12503408] [21-55459] (Levin, Fredrick) [Entered: 07/27/2022 12:36 PM] |
| 08/29/2022 | <input type="checkbox"/> 57
1 pg, 101.94 KB | Filed clerk order (Deputy Clerk: WL): On April 28, 2022, the court granted the parties' joint motion to stay appellate proceedings. Pursuant to the court's order, the parties filed a joint status report on July 27, 2022. As the settlement is not yet finalized, the court hereby orders that the parties shall file an updated joint status report within 90 days of this order. [12528632] (WL) [Entered: 08/29/2022 02:02 PM] |
| 08/31/2022 | <input type="checkbox"/> 58 | Filed (ECF) Notice of withdrawal of counsel. Filed by Attorney Mr. Matthew Skiba for Appellee Carrington Mortgage Services, LLC. Party proceeding without counsel: No. Date of service: 08/31/2022. [12530646] |

[21-55459] (Skiba, Matthew) [Entered: 08/31/2022 12:25 PM]

08/31/2022 ☐ 59

Terminated Matthew Skiba for Carrington Mortgage Services, LLC in 21-55459 [12530832] (BJK) [Entered: 08/31/2022 02:25 PM]

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EXHIBIT A5

CLOSED,JMS,REF_EVENTS ONLY (NEFs),STAYED

**U.S. District Court
Southern District of Florida (Ft Lauderdale)
CIVIL DOCKET FOR CASE #: 0:20-cv-60998-RAR**

Dawkins v. CARRINGTON MORTGAGE SERVICES, LLC,
Assigned to: Judge Rodolfo A. Ruiz, II
Referred to: Magistrate Judge Jared M. Strauss
Cause: 28:1332 Diversity-Contract Dispute

Date Filed: 05/20/2020
Date Terminated: 09/30/2020
Jury Demand: Plaintiff
Nature of Suit: 190 Contract: Other
Jurisdiction: Diversity

Plaintiff

Victoria Dawkins
*on behalf of herself and all others similarly
situated*

represented by **Andrew John Shamis**
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V.

Defendant

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represented by **Andrew Jay Fuller**

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*TERMINATED: 01/08/2021**PRO HAC VICE**ATTORNEY TO BE NOTICED*

Date Filed	#	Docket Text
05/20/2020	<u>1</u>	COMPLAINT against CARRINGTON MORTGAGE SERVICES, LLC,. Filing fees \$ 400.00 receipt number AFLSDC-12913192, filed by Victoria Dawkins. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Summon(s))(Kauffman, James) (Entered: 05/20/2020)
05/20/2020	2	Clerks Notice of Judge Assignment to Judge Rodolfo A Ruiz. Pursuant to 28 USC 636(c), the parties are hereby notified that the U.S. Magistrate Judge Jared M. Strauss is available to handle any or all proceedings in this case. If agreed, parties should complete and file the Consent form found on our website. It is not necessary to file a document indicating lack of consent. Pro se (NON-PRISONER) litigants may receive Notices of Electronic Filings (NEFS) via email after filing a Consent by Pro Se Litigant (NON-PRISONER) to Receive Notices of Electronic Filing. The consent form is available under the forms section of our website. (pcs) (Entered: 05/20/2020)
05/20/2020	<u>3</u>	Summons Issued as to CARRINGTON MORTGAGE SERVICES, LLC. (pcs) (Entered: 05/20/2020)
06/02/2020	<u>4</u>	NOTICE of Attorney Appearance by Jennifer Thelusma on behalf of Victoria Dawkins. Attorney Jennifer Thelusma added to party Victoria Dawkins(pty:pla). (Thelusma, Jennifer) (Entered: 06/02/2020)
06/03/2020	<u>5</u>	MOTION to Appear Pro Hac Vice, Consent to Designation, and Request to Electronically

		Receive Notices of Electronic Filing for Katherine M. Aizpuru. Filing Fee \$ 200.00 Receipt # AFLSDC-12974411 by Victoria Dawkins. Responses due by 6/17/2020 (Attachments: # 1 Certification, # 2 Text of Proposed Order)(Thelusma, Jennifer) (Entered: 06/03/2020)
06/04/2020	6	PAPERLESS ORDER GRANTING 5 Motion to Appear Pro Hac Vice, Consent to Designation, and Request to Electronically Receive Notices of Electronic Filing for Attorney Katherine M. Aizpuru. Signed by Judge Rodolfo A Ruiz. (fc) (Entered: 06/04/2020)
06/08/2020	7	SUMMONS (Affidavit) Returned Executed on 1 Complaint with a 21 day response/answer filing deadline pursuant to Fed. R. Civ. P. 12 by Victoria Dawkins. CARRINGTON MORTGAGE SERVICES, LLC, served on 6/3/2020, answer due 6/24/2020. (Kauffman, James) (Entered: 06/08/2020)
06/11/2020	8	ORDER REQUIRING JOINT SCHEDULING REPORT AND CERTIFICATES OF INTERESTED PARTIES Joint Scheduling Report due by 7/8/2020 Signed by Judge Rodolfo A Ruiz on 6/11/2020. <i>See attached document for full details.</i> (pcs) (Entered: 06/11/2020)
06/12/2020	9	NOTICE of Attorney Appearance by Scott Adam Edelsberg on behalf of Victoria Dawkins. Attorney Scott Adam Edelsberg added to party Victoria Dawkins(pty:pla). (Edelsberg, Scott) (Entered: 06/12/2020)
06/15/2020	10	NOTICE of Attorney Appearance by Andrew John Shamis on behalf of Victoria Dawkins. Attorney Andrew John Shamis added to party Victoria Dawkins(pty:pla). (Shamis, Andrew) (Entered: 06/15/2020)
06/15/2020	11	NOTICE of Attorney Appearance by Mariam Grigorian on behalf of Victoria Dawkins. Attorney Mariam Grigorian added to party Victoria Dawkins(pty:pla). (Grigorian, Mariam) (Entered: 06/15/2020)
06/19/2020	12	NOTICE of Attorney Appearance by Brian W. Toth on behalf of CARRINGTON MORTGAGE SERVICES, LLC,. Attorney Brian W. Toth added to party CARRINGTON MORTGAGE SERVICES, LLC,(pty:dft). (Toth, Brian) (Entered: 06/19/2020)
06/19/2020	13	Unopposed MOTION for Extension of Time to File Response/Reply/Answer as to 1 Complaint, 8 Order Requiring Joint Scheduling Report , Unopposed MOTION for Extension of Time to File Joint Scheduling Report (Responses due by 7/6/2020) by CARRINGTON MORTGAGE SERVICES, LLC,. (Attachments: # 1 Text of Proposed Order)(Toth, Brian) (Entered: 06/19/2020)
06/22/2020	14	NOTICE of Attorney Appearance by Andrew Jay Fuller on behalf of CARRINGTON MORTGAGE SERVICES, LLC,. Attorney Andrew Jay Fuller added to party CARRINGTON MORTGAGE SERVICES, LLC,(pty:dft). (Fuller, Andrew) (Entered: 06/22/2020)
06/23/2020	15	PAPERLESS ORDER GRANTING IN PART AND DENYING IN PART 13 Defendant's Unopposed Motion for Extension of Time to Respond to Plaintiff's Complaint and to File Joint Scheduling Report. Defendant shall file a response to Plaintiff's Complaint by no later than July 8, 2020. The motion to extend the deadline to file a joint scheduling report is DENIED. Signed by Judge Rodolfo A. Ruiz. (fc) (Entered: 06/23/2020)
06/25/2020	16	MOTION to Appear Pro Hac Vice, Consent to Designation, and Request to Electronically Receive Notices of Electronic Filing for Scott T. Sakiyama. Filing Fee \$ 200.00 Receipt # AFLSDC-13087522 by CARRINGTON MORTGAGE SERVICES, LLC,. Responses due by 7/9/2020 (Attachments: # 1 Text of Proposed Order Granitng Pro Hac Vice of Scott T. Sakiyama)(Toth, Brian) (Entered: 06/25/2020)

06/25/2020	17	MOTION to Appear Pro Hac Vice, Consent to Designation, and Request to Electronically Receive Notices of Electronic Filing for Valerie L. Hletko. Filing Fee \$ 200.00 Receipt # AFLSDC-13087529 by CARRINGTON MORTGAGE SERVICES, LLC,. Responses due by 7/9/2020 (Attachments: # 1 Text of Proposed Order Granting Pro Hac Vice of Valerie L. Hletko)(Toth, Brian) (Entered: 06/25/2020)
07/01/2020	18	PAPERLESS ORDER GRANTING 16 Motion to Appear Pro Hac Vice, Consent to Designation, and Request to Electronically Receive Notices of Electronic Filing for Attorney Scott T. Sakiyama. Signed by Judge Rodolfo A. Ruiz, II. (fc) (Entered: 07/01/2020)
07/01/2020	19	PAPERLESS ORDER GRANTING 17 Motion to Appear Pro Hac Vice, Consent to Designation, and Request to Electronically Receive Notices of Electronic Filing for Attorney Valerie L. Hletko. Signed by Judge Rodolfo A. Ruiz, II. (fc) (Entered: 07/01/2020)
07/08/2020	20	Certificate of Other Affiliates/Corporate Disclosure Statement - NONE disclosed by Victoria Dawkins (Kauffman, James) (Entered: 07/08/2020)
07/08/2020	21	Joint SCHEDULING REPORT - Rule 16.1 by CARRINGTON MORTGAGE SERVICES, LLC, (Toth, Brian) (Entered: 07/08/2020)
07/08/2020	22	MOTION to Compel <i>Arbitration and To Stay</i> by CARRINGTON MORTGAGE SERVICES, LLC,. Responses due by 7/22/2020 (Attachments: # 1 Exhibit 1 -- Declaration of Azita Guzzo)(Toth, Brian) (Entered: 07/08/2020)
07/08/2020	23	MOTION to Stay re 22 MOTION to Compel <i>Arbitration and To Stay Discovery Pending Decision on Motion to Compel Arbitration</i> by CARRINGTON MORTGAGE SERVICES, LLC,. Responses due by 7/22/2020 (Toth, Brian) (Entered: 07/08/2020)
07/08/2020	24	Certificate of Other Affiliates/Corporate Disclosure Statement by CARRINGTON MORTGAGE SERVICES, LLC, identifying Corporate Parent Carrington Holding Company, LLC, Corporate Parent Carrington Investment Partners, L.P. for CARRINGTON MORTGAGE SERVICES, LLC, (Toth, Brian) (Entered: 07/08/2020)
07/13/2020	25	ORDER REFERRING 22 MOTION to Compel <i>Arbitration and To Stay</i> filed by CARRINGTON MORTGAGE SERVICES, LLC,. Motions referred to Judge Jared M. Strauss. Signed by Judge Rodolfo A. Ruiz, II on 7/13/2020. <i>See attached document for full details.</i> (pcs) (Entered: 07/13/2020)
07/13/2020	26	MOTION to Appear Pro Hac Vice, Consent to Designation, and Request to Electronically Receive Notices of Electronic Filing for Hassan A. Zavareei. Filing Fee \$ 200.00 Receipt # AFLSDC-13171631 by Victoria Dawkins. Responses due by 7/27/2020 (Attachments: # 1 Certification, # 2 Text of Proposed Order)(Thelusma, Jennifer) (Entered: 07/13/2020)
07/15/2020	27	PAPERLESS ORDER GRANTING 26 Motion to Appear Pro Hac Vice, Consent to Designation, and Request to Electronically Receive Notices of Electronic Filing for Attorney Hassan A. Zavareei. Signed by Judge Rodolfo A. Ruiz, II. (fc) (Entered: 07/15/2020)
07/15/2020	28	Joint MOTION for Extension of Time for Plaintiff to Respond to Motion and for Defendant to Reply <i>in Support of Motion</i> by Victoria Dawkins. Responses due by 7/29/2020 (Attachments: # 1 Text of Proposed Order)(Kauffman, James) (Entered: 07/15/2020)
07/15/2020	29	Joint MOTION to Amend/Correct <i>Joint Motion to Extend Briefing Schedule</i> by Victoria Dawkins. Responses due by 7/29/2020 (Attachments: # 1 Text of Proposed Order) (Kauffman, James) (Entered: 07/15/2020)

07/15/2020	30	PAPERLESS ORDER GRANTING 29 Corrected Joint Motion to Extend Briefing Schedule. Plaintiff shall respond to Defendant's Motion to Compel Arbitration 22 and Defendant's Motion to Stay 23 by no later than August 5, 2020. Defendant shall file a reply to these Motions, if any, by no later than August 19, 2020. Signed by Judge Rodolfo A. Ruiz, II. (fc) (Entered: 07/15/2020)
07/15/2020	31	PAPERLESS ORDER DENYING AS MOOT 28 Motion for Extension of Time. Signed by Judge Rodolfo A. Ruiz, II. (fc) (Entered: 07/15/2020)
07/29/2020	32	Notice of Pending, Refiled, Related or Similar Actions by Victoria Dawkins (Kauffman, James) (Entered: 07/29/2020)
08/05/2020	33	RESPONSE in Opposition re 23 MOTION to Stay re 22 MOTION to Compel Arbitration and To Stay Discovery Pending Decision on Motion to Compel Arbitration filed by Victoria Dawkins. Replies due by 8/12/2020. (Kauffman, James) (Entered: 08/05/2020)
08/05/2020	34	RESPONSE in Opposition re 22 MOTION to Compel Arbitration and To Stay filed by Victoria Dawkins. Replies due by 8/12/2020. (Kauffman, James) (Entered: 08/05/2020)
08/11/2020	35	ORDER GRANTING MOTION TO STAY DISCOVERY granting 23 Motion to Stay. Signed by Judge Rodolfo A. Ruiz, II on 8/11/2020. <i>See attached document for full details.</i> (pcs) (Entered: 08/11/2020)
08/18/2020	36	Notice of Supplemental Authority in support of Her Opposition to Defendants Motion to Compel Arbitration by Victoria Dawkins (Attachments: # 1 Exhibit A) (Kauffman, James) (Entered: 08/18/2020)
08/19/2020	37	RESPONSE in Support re 22 MOTION to Compel Arbitration and To Stay filed by CARRINGTON MORTGAGE SERVICES, LLC,. (Toth, Brian) (Entered: 08/19/2020)
09/16/2020	38	MOTION to Appoint Counsel Under Rule 23(g) and Incorporated Memorandum of Law by Victoria Dawkins. Responses due by 9/30/2020 (Attachments: # 1 Exhibit A - Declaration of Hassan A. Zavareei, # 2 Exhibit B - Declaration of James L. Kauffman, # 3 Appendix A Summarizing Cases)(Kauffman, James) (Entered: 09/16/2020)
09/16/2020	39	Notice of Supplemental Authority re 34 Response in Opposition to Motion by Victoria Dawkins (Attachments: # 1 Exhibit A) (Kauffman, James) (Entered: 09/16/2020)
09/17/2020	40	PAPERLESS ORDER SETTING TELEPHONIC STATUS CONFERENCE on Wednesday, September 23, 2020 at 3:00 PM. The parties are instructed to call 1-877-402-9753 by no later than 2:55 PM. The access code is 9372453 and the password is 0918. The Court requires that the parties appear via a landline (i.e. not a cellular phone or a speaker phone) if possible, for clarity. Signed by Judge Rodolfo A. Ruiz, II on 9/17/2020. (co) (Entered: 09/17/2020)
09/23/2020	41	PAPERLESS Minute Entry for proceedings held before Judge Rodolfo A. Ruiz, II: Telephonic Status Conference held on 9/23/2020. Order to follow. Attorney Appearance(s): Brian W. Toth, Scott T. Sakiyama, Valerie L. Hletko, Katherine M. Aizpuru, James Lawrence Kauffman, Hassan A. Zavareei, Court Reporter: Gizella Baan-Proulx, 954-769-5568 / Gizella_Baan-Proulx@flsd.uscourts.gov. (gp) (Entered: 09/23/2020)
09/23/2020	42	PAPERLESS ORDER requiring briefing on Motion to Stay. As discussed during the telephonic status conference held earlier today, Defendant intends to move to stay this matter pending resolution of the appeal in Case No. 20-CV-22183-UU. Defendant shall file the Motion to Stay on or before Wednesday, September 30, 2020. Moreover, Defendant's ore tenus motion to stay briefing schedule on Plaintiff's Motion to Appoint Interim Class Counsel Under Rule 23(G) [ECF No. 38] is GRANTED given the forthcoming Motion to Stay. Accordingly, Defendant is not required to respond to

		Plaintiff's Motion to Appoint Interim Class Counsel Under Rule 23(G) until after the Court has ruled on the forthcoming Motion to Stay. Signed by Judge Rodolfo A. Ruiz, II on 9/23/2020. (co) (Entered: 09/23/2020)
09/30/2020	43	Joint MOTION to Stay re 42 Order,,, <i>Proceedings</i> by CARRINGTON MORTGAGE SERVICES, LLC,. Responses due by 10/14/2020 (Toth, Brian) (Entered: 09/30/2020)
09/30/2020	44	ORDER GRANTING JOINT MOTION TO STAY PROCEEDINGS AND DIRECTING CLERK TO ADMINISTRATIVELY CLOSE CASE. Signed by Judge Rodolfo A. Ruiz, II on 9/30/2020. <i>See attached document for full details.</i> (co) (Entered: 09/30/2020)
11/02/2020	45	NOTICE by CARRINGTON MORTGAGE SERVICES, LLC, re 44 Administrative Order of Eleventh Circuit's Decision in Carrington Mortgage Services, LLC v. Attix (Attachments: # 1 Exhibit 1) (Toth, Brian) (Entered: 11/02/2020)
01/06/2021	46	MOTION to Appear Pro Hac Vice, Consent to Designation, and Request to Electronically Receive Notices of Electronic Filing for Fredrick S. Levin. Filing Fee \$ 200.00 Receipt # AFLSDC-14162073 by CARRINGTON MORTGAGE SERVICES, LLC,. Responses due by 1/20/2021 (Attachments: # 1 Text of Proposed Order on Motion for PHV of Fredrick S. Levin)(Toth, Brian) (Entered: 01/06/2021)
01/06/2021	47	Unopposed MOTION to Withdraw as Attorney by Valerie L. Hletko for / by CARRINGTON MORTGAGE SERVICES, LLC,. Responses due by 1/20/2021 (Attachments: # 1 Text of Proposed Order on Motion to Withdraw Valerie L. Hletko)(Toth, Brian) (Entered: 01/06/2021)
01/07/2021	48	PAPERLESS ORDER granting 46 Motion to Appear Pro Hac Vice, Consent to Designation, and Request to Electronically Receive Notices of Electronic Filing for attorney Fredrick S. Levin. Signed by Judge Rodolfo A. Ruiz, II on 1/7/2021. (co) (Entered: 01/07/2021)
01/08/2021	49	ORDER granting 47 Motion to Withdraw as Attorney. Valerie L. Hletko representing CARRINGTON MORTGAGE SERVICES, LLC, (Defendant) withdrawn from case. Notice of Termination delivered by US Mail to Valerie Hletko. Signed by Judge Rodolfo A. Ruiz, II on 1/8/2021. <i>See attached document for full details.</i> (pcs) (Entered: 01/08/2021)
01/29/2021	50	STATUS REPORT <i>Joint</i> by CARRINGTON MORTGAGE SERVICES, LLC, (Toth, Brian) (Entered: 01/29/2021)
02/04/2021	51	<p>PAPERLESS ORDER extending stay. Pursuant to the parties' 50 Joint Status Report, the matter of <i>Carrington Mortgage Services, LLC v. Attix</i>, No. 20-13575-HH (11th Cir. 2020) (<i>Attix</i>) is still pending and the parties agree that a further stay should issue pending the resolution of the <i>Attix</i> appeal.</p> <p>Accordingly, this matter will remain stayed for an additional period of six (6) months, until September 30, 2021, or until the opinion issues in <i>Attix</i>, whichever is earlier. The parties shall file a joint status report sixty (60) days prior to the expiration of such stay, or, in the event that the opinion in <i>Attix</i> is issued prior to that date, within seven (7) days of such opinion issuing. Signed by Judge Rodolfo A. Ruiz, II on 2/4/2021. (co) (Entered: 02/04/2021)</p>
04/28/2021	52	NOTICE of Change of Address, Email or Law Firm Name by Brian W. Toth (Toth, Brian) (Entered: 04/28/2021)
04/28/2021	53	NOTICE of Change of Address, Email or Law Firm Name by Andrew Jay Fuller (Fuller, Andrew) (Entered: 04/28/2021)
07/26/2021	54	STATUS REPORT <i>Joint (per ECF Nos. 44 & 51)</i> by CARRINGTON MORTGAGE

		SERVICES, LLC, (Toth, Brian) (Entered: 07/26/2021)
07/28/2021	55	Unopposed MOTION to Withdraw as Attorney by Andrew Jay Fuller for / by CARRINGTON MORTGAGE SERVICES, LLC,. Responses due by 8/11/2021 (Attachments: # 1 Text of Proposed Order)(Toth, Brian) (Entered: 07/28/2021)
07/30/2021	56	PAPERLESS ORDER extending stay. Pursuant to the parties' 54 Joint Status Report, the matter of <i>Carrington Mortgage Services, LLC v. Attix</i> , No. 20-13575-HH (11th Cir. 2020) (" <i>Attix</i> ") is still pending and the parties agree that a further stay should issue pending the resolution of the Attix appeal. Accordingly, this matter will remain stayed for an additional period of six (6) months, until March 30, 2022, or until the opinion issues in <i>Attix</i> , whichever is earlier. The parties shall file a joint status report sixty (60) days prior to the expiration of such stay, or, in the event that the opinion in <i>Attix</i> is issued prior to that date, within seven (7) days of such opinion issuing. Signed by Judge Rodolfo A. Ruiz, II on 7/30/2021. (co) (Entered: 07/30/2021)
08/03/2021	57	ORDER GRANTING MOTION TO WITHDRAW granting 55 Motion to Withdraw as Attorney. Andrew Jay Fuller representing CARRINGTON MORTGAGE SERVICES, LLC, (Defendant) withdrawn from case. Signed by Judge Rodolfo A. Ruiz, II on 8/3/2021. <i>See attached document for full details.</i> (pcs) (Entered: 08/04/2021)
08/27/2021	58	MOTION to Withdraw as Attorney by Jennifer Thelusma for / by Victoria Dawkins. Responses due by 9/10/2021 (Thelusma, Jennifer) (Entered: 08/27/2021)
08/30/2021	59	ORDER GRANTING MOTION TO WITHDRAW granting 58 Motion to Withdraw as Attorney. Jennifer Thelusma representing Dawkins, Victoria (Plaintiff) withdrawn from case. Signed by Judge Rodolfo A. Ruiz, II on 8/27/2021. <i>See attached document for full details.</i> (pcs) (Entered: 08/30/2021)
01/25/2022	60	STATUS REPORT (<i>Joint</i>) and <i>Joint Memorandum in Support of Extension of Stay</i> by CARRINGTON MORTGAGE SERVICES, LLC, (Toth, Brian) (Entered: 01/25/2022)
01/26/2022	61	PAPERLESS ORDER Extending Stay. On January 26, 2022, the parties filed a status report indicating that <i>Carrington Mortgage Services, LLC v. Attix</i> , No. 20-13575-HH (11th Cir. 2020) is still pending before the Eleventh Circuit. <i>See</i> ECF No. 60 . Accordingly, this matter shall remain stayed until September 30, 2022, or until the opinion is issued in <i>Attix</i> , whichever is earlier. The parties shall file a joint status report sixty (60) days prior to the expiration of the stay, or in the event that the opinion in <i>Attix</i> is issued prior to that date, within seven (7) days of such opinion. Signed by Judge Rodolfo A. Ruiz, II on 1/26/2022. (jb) (Entered: 01/26/2022)
04/25/2022	62	STATUS REPORT on <i>Settlement</i> by CARRINGTON MORTGAGE SERVICES, LLC, (Attachments: # 1 Exhibit Notice of Settlement and Motion To Stay)(Toth, Brian) (Entered: 04/25/2022)
05/31/2022	63	STATUS REPORT <i>Joint</i> by CARRINGTON MORTGAGE SERVICES, LLC, (Attachments: # 1 Exhibit A -- Attix Ruling, # 2 Exhibit B -- Mot. for Preliminary Approval)(Toth, Brian) (Entered: 05/31/2022)

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Description:	Docket Report	Search Criteria:	0:20-cv-60998-RAR
Billable Pages:	8	Cost:	0.80

EXHIBIT A6

CLOSED,JJO,STAYED

**U.S. District Court
Southern District of Florida (Miami)
CIVIL DOCKET FOR CASE #: 1:20-cv-22183-AMC**

Attix v. Carrington Mortgage Services, LLC
Assigned to: Judge Aileen M. Cannon
Case in other court: 20-13575-HH
Cause: 28:1330 Breach of Contract

Date Filed: 05/26/2020
Date Terminated: 11/03/2020
Jury Demand: Plaintiff
Nature of Suit: 190 Contract: Other
Jurisdiction: Federal Question

Plaintiff

William Attix

*on behalf of himself and all others similarly
situated*

represented by **Barbara Cabrera Lewis**
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V.

Defendant

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a Delaware Corporation

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TERMINATED: 01/06/2021
PRO HAC VICE

Intervenor

Victoria Dawkins

represented by **James Lawrence Kauffman**
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*LEAD ATTORNEY**ATTORNEY TO BE NOTICED***Intervenor****Amy Thomas-Lawson**represented by **James Lawrence Kauffman**

(See above for address)

*LEAD ATTORNEY**ATTORNEY TO BE NOTICED***Intervenor****Brenda Boley**represented by **James Lawrence Kauffman**

(See above for address)

*LEAD ATTORNEY**ATTORNEY TO BE NOTICED***Intervenor****William Green**represented by **James Lawrence Kauffman**

(See above for address)

*LEAD ATTORNEY**ATTORNEY TO BE NOTICED*

Date Filed	#	Docket Text
05/26/2020	<u>1</u>	COMPLAINT <i>CLASS ACTION COMPLAINT AND DEMAND FOR JURY TRIAL</i> against Carrington Mortgage Services, LLC. Filing fees \$ 400.00 receipt number AFLSDC-12937180, filed by William Attix. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Civil Cover Sheet, # <u>3</u> Summon(s))(Moskowitz, Adam) (Entered: 05/26/2020)
05/26/2020	2	Clerks Notice of Judge Assignment to Judge Ursula Ungaro. Pursuant to 28 USC 636(c), the parties are hereby notified that the U.S. Magistrate Judge John J. O'Sullivan is available to handle any or all proceedings in this case. If agreed, parties should complete and file the Consent form found on our website. It is not necessary to file a document indicating lack of consent. (drz) (Entered: 05/27/2020)
05/27/2020	<u>3</u>	Summons Issued as to Carrington Mortgage Services, LLC. (drz) (Entered: 05/27/2020)
05/27/2020	4	Clerks Notice to Filer re: Electronic Case. Venue on the Civil Cover Sheet does not match the initiating document. The Clerks Office confirmed <i>Miami-Dade (Office - Miami)</i> as the county with the filer. It is not necessary to re-file this document. (drz) (Entered: 05/27/2020)
05/28/2020	<u>5</u>	Order Setting Initial Planning and Scheduling Conference and Requiring Joint Scheduling Report, (Scheduling Conference set for 7/17/2020 09:30 AM in Miami Division before Judge Ursula Ungaro.) Joint Scheduling Report due by 7/2/2020 Signed by Judge Ursula Ungaro on 5/28/2020. <i>See attached document for full details.</i> (lk) (Entered: 05/29/2020)
06/02/2020	<u>6</u>	SUMMONS (Affidavit) Returned Executed on <u>1</u> Complaint, with a 21 day response/answer filing deadline pursuant to Fed. R. Civ. P. 12 by William Attix. Carrington Mortgage Services, LLC served on 5/29/2020, answer due 6/19/2020. (Moskowitz, Adam) (Entered: 06/02/2020)

06/02/2020	7	SUMMONS (Affidavit) Returned Executed on 1 Complaint, with a 21 day response/answer filing deadline pursuant to Fed. R. Civ. P. 12 by William Attix. Carrington Mortgage Services, LLC served on 6/1/2020, answer due 6/22/2020. (See DE# 6 for image). (jas) (Entered: 06/02/2020)
06/02/2020	8	Clerks Notice to Filer re 6 Summons Returned Executed. Incorrect Service Date Entered; ERROR - The incorrect service date was entered. The correction was made by the Clerk and filing was re-docketed, see DE# 7 . It is not necessary to refile this document. (jas) (Entered: 06/02/2020)
06/19/2020	9	NOTICE of Attorney Appearance by Brian W. Toth on behalf of Carrington Mortgage Services, LLC. Attorney Brian W. Toth added to party Carrington Mortgage Services, LLC (pty:dft). (Toth, Brian) (Entered: 06/19/2020)
06/19/2020	10	Unopposed MOTION for Extension of Time to File Response/Reply/Answer as to 5 Order Requiring Joint Scheduling Report,, Set/Reset Deadlines/Hearings, 1 Complaint, , Unopposed MOTION for Extension of Time to File Joint Scheduling Report (Responses due by 7/6/2020) by Carrington Mortgage Services, LLC. (Attachments: # 1 Text of Proposed Order)(Toth, Brian) (Entered: 06/19/2020)
06/19/2020	11	ORDER granting 10 Motion for Extension of Time to File Response/Answer to a Complaint. Answer due 7/20/2020 ; granting 10 Motion for Extension of Time. Re: 1 Complaint, filed by William Attix. Signed by Judge Ursula Ungaro on 6/19/2020. <i>See attached document for full details.</i> (ail) (Entered: 06/19/2020)
06/19/2020		Set/Reset Deadline/Hearing: Joint Scheduling Report due by 8/3/2020. Initial Planning and Scheduling Conference reset for 8/14/2020 at 9:30 AM before Judge Ursula Ungaro. SEE DE 11 ORDER (ail) (Entered: 06/19/2020)
06/22/2020	12	NOTICE of Attorney Appearance by Andrew Jay Fuller on behalf of Carrington Mortgage Services, LLC. Attorney Andrew Jay Fuller added to party Carrington Mortgage Services, LLC (pty:dft). (Fuller, Andrew) (Entered: 06/22/2020)
06/25/2020	13	MOTION to Appear Pro Hac Vice, Consent to Designation, and Request to Electronically Receive Notices of Electronic Filing for Scott T. Sakiyama. Filing Fee \$ 200.00 Receipt # AFLSDC-13087470 by Carrington Mortgage Services, LLC. Responses due by 7/9/2020 (Attachments: # 1 Text of Proposed Order Granting Pro Hac Vice of Scott T. Sakiyama) (Toth, Brian) (Entered: 06/25/2020)
06/25/2020	14	MOTION to Appear Pro Hac Vice, Consent to Designation, and Request to Electronically Receive Notices of Electronic Filing for Valerie L. Hletko. Filing Fee \$ 200.00 Receipt # AFLSDC-13087490 by Carrington Mortgage Services, LLC. Responses due by 7/9/2020 (Attachments: # 1 Text of Proposed Order Granting Pro Hac Vice of Valerie L. Hletko) (Toth, Brian) (Entered: 06/25/2020)
06/26/2020	15	ORDER Granting 13 Motion to Appear Pro Hac Vice, Consent to Designation, and Request to Electronically Receive Notices of Electronic Filing for Attorney Scott T. Sakiyama. Signed by Judge Ursula Ungaro on 6/26/2020. <i>See attached document for full details.</i> (cds) (Entered: 06/26/2020)
06/26/2020	16	ORDER Granting 14 Motion to Appear Pro Hac Vice, Consent to Designation, and Request to Electronically Receive Notices of Electronic Filing for Attorney Valerie L. Hletko. Signed by Judge Ursula Ungaro on 6/26/2020. <i>See attached document for full details.</i> (cds) (Entered: 06/26/2020)
07/20/2020	17	Defendant's MOTION to Compel <i>Arbitration and To Stay</i> by Carrington Mortgage Services, LLC. Responses due by 8/3/2020 (Attachments: # 1 Exhibit 1 -- Declaration of George Saliba)(Toth, Brian) (Entered: 07/20/2020)

07/20/2020	<u>18</u>	Defendant's MOTION to Stay re <u>17</u> Defendant's MOTION to Compel <i>Arbitration and To Stay Discovery Pending Decision on Motion to Compel Arbitration</i> by Carrington Mortgage Services, LLC. Responses due by 8/3/2020 (Toth, Brian) (Entered: 07/20/2020)
07/20/2020	<u>19</u>	Defendant's Certificate of Other Affiliates/Corporate Disclosure Statement by Carrington Mortgage Services, LLC identifying Corporate Parent Carrington Holding Company, LLC, Corporate Parent Carrington Investment Partners, L.P. for Carrington Mortgage Services, LLC (Toth, Brian) (Entered: 07/20/2020)
07/20/2020	20	Clerks Notice to Filer re <u>19</u> Certificate of Other Affiliates/Corporate Disclosure Statement,. Other Affiliates/Corporate Parents Not Entered ; ERROR - The Filer failed to enter all Other Affiliates/Corporate Parents from the Certificate of Other Affiliates/Corporate Disclosure Statement. Filer is instructed to refile their Certificate of Other Affiliates/Corporate Disclosure Statement and enter the missing Other Affiliates/Corp Parents. Note - Other Affiliates/Corporate Parents do not appear on the docket sheet. (jas) (Entered: 07/20/2020)
07/21/2020	<u>21</u>	Defendant's Certificate of Other Affiliates/Corporate Disclosure Statement by Carrington Mortgage Services, LLC identifying Corporate Parent Carrington Holding Company, LLC, Corporate Parent Carrington Investment Partners, L.P., Other Affiliate The Carrington Companies, LLC, Other Affiliate Carrington Capital Management, LLC for Carrington Mortgage Services, LLC (Toth, Brian) (Entered: 07/21/2020)
07/27/2020	<u>22</u>	Joint MOTION for Extension of Time TO SET BRIEFING SCHEDULE FOR DEFENDANTS MOTION TO COMPEL ARBITRATION AND TO STAY AND DEFENDANTS MOTION TO STAY DISCOVERY PENDING DECISION ON MOTION TO COMPEL ARBITRATION re <u>18</u> Defendant's MOTION to Stay re <u>17</u> Defendant's MOTION to Compel <i>Arbitration and To Stay Discovery Pending Decision on Motion to Compel Arbitration</i> , <u>17</u> Defendant's MOTION to Compel <i>Arbitration and To Stay</i> by William Attix. Responses due by 8/10/2020 (Attachments: # <u>1</u> Text of Proposed Order) (Moskowitz, Adam) (Entered: 07/27/2020)
07/28/2020	<u>23</u>	ORDER granting <u>22</u> Joint Motion to Set Briefing Schedule re: <u>18</u> Defendant's MOTION to Stay re <u>17</u> Defendant's MOTION to Compel <i>Arbitration and To Stay Discovery Pending Decision on Motion to Compel Arbitration</i> filed by Carrington Mortgage Services, LLC, <u>17</u> Defendant's MOTION to Compel <i>Arbitration and To Stay</i> filed by Carrington Mortgage Services, LLC. Responses due by 8/17/2020 Replies due by 8/31/2020. Initial Planning and Scheduling Conference re-set for 9/11/2020 10:00 AM in Miami Division before Judge Ursula Ungaro. Signed by Judge Ursula Ungaro on 7/28/2020. <i>See attached document for full details.</i> (ls) (Entered: 07/28/2020)
08/03/2020	<u>24</u>	Joint SCHEDULING REPORT - Rule 16.1 by William Attix (Attachments: # <u>1</u> Text of Proposed Order)(Moskowitz, Adam) (Entered: 08/03/2020)
08/17/2020	<u>25</u>	RESPONSE in Opposition re <u>17</u> Defendant's MOTION to Compel <i>Arbitration and To Stay</i> filed by William Attix. Replies due by 8/24/2020. (Moskowitz, Adam) (Entered: 08/17/2020)
08/17/2020	<u>26</u>	RESPONSE in Opposition re <u>18</u> Defendant's MOTION to Stay re <u>17</u> Defendant's MOTION to Compel <i>Arbitration and To Stay</i> filed by William Attix. Replies due by 8/24/2020. (Moskowitz, Adam) (Entered: 08/17/2020)
08/31/2020	<u>27</u>	REPLY to Response to Motion re <u>17</u> Defendant's MOTION to Compel <i>Arbitration and To Stay</i> filed by Carrington Mortgage Services, LLC. (Toth, Brian) (Entered: 08/31/2020)
08/31/2020	<u>28</u>	REPLY to Response to Motion re <u>18</u> Defendant's MOTION to Stay re <u>17</u> Defendant's MOTION to Compel <i>Arbitration and To Stay Discovery Pending Decision on Motion to Compel Arbitration</i> filed by Carrington Mortgage Services, LLC. (Attachments: # <u>1</u>

		Exhibit 1 -- Order in Dawkins v. Carrington Mortg. Servs.)(Toth, Brian) (Entered: 08/31/2020)
09/08/2020	29	Notice of Supplemental Authority re 25 Response in Opposition to Motion by William Attix (Attachments: # 1 Exhibit 1) (Moskowitz, Adam) (Entered: 09/08/2020)
09/10/2020	30	JOINT MOTION to Hold Initial Planning and Scheduling Conference Telephonically re 23 Order on Motion for Extension of Time,, by William Attix. (Attachments: # 1 Text of Proposed Order)(Moskowitz, Adam) (Entered: 09/10/2020)
09/10/2020	31	ORDER RESETTING INITIAL PLANNING AND SCHEDULING CONFERENCE. (Settlement Conference reset for 9/18/2020 09:30 AM in Miami Division before Judge Ursula Ungaro.) Signed by Judge Ursula Ungaro on 9/10/2020. <i>See attached document for full details.</i> (lk) (Entered: 09/10/2020)
09/15/2020	33	ORDER AND ADJUDGED that the Motion to Compel Arbitration and to Stay Case, DE# 17 , is DENIED. Motion to Stay Discovery, DE# 18 , is DENIED AS MOOT. Defendant SHALL file its response to the complaint within fourteen (14) days of this order. The hearing scheduled for Friday, September 18, 2020, is CANCELED and RE-SET to Friday, October 30, 2020, at 10:00 a.m.(Settlement Conference set for 10/30/2020 10:00 AM before Judge Ursula Ungaro.). Signed by Judge Ursula Ungaro on 9/15/2020. <i>See attached document for full details.</i> (ebz) (Entered: 09/16/2020)
09/16/2020	32	MOTION to Intervene <i>and to Stay Pursuant to the First to File Rule, and Integrated Memorandum of Law</i> by Victoria Dawkins, Amy Thomas-Lawson, Brenda Boley, William Green. Attorney James Lawrence Kauffman added to party Victoria Dawkins(pty:intv), Attorney James Lawrence Kauffman added to party Amy Thomas-Lawson(pty:intv), Attorney James Lawrence Kauffman added to party Brenda Boley(pty:intv), Attorney James Lawrence Kauffman added to party William Green(pty:intv). (Attachments: # 1 Declaration of James L. Kauffman with Exhibits 1-3, # 2 Appendix A)(Kauffman, James). Added MOTION to Stay on 9/24/2020 (jas). (Entered: 09/16/2020)
09/22/2020	34	Notice of Interlocutory Appeal as to 33 Order on Motion to Compel,,, Order on Motion to Stay,, by Carrington Mortgage Services, LLC. Filing fee \$ 505.00 receipt number AFLSDC-13565921. Within fourteen days of the filing date of a Notice of Appeal, the appellant must complete the Eleventh Circuit Transcript Order Form regardless of whether transcripts are being ordered [Pursuant to FRAP 10(b)]. For information go to our FLSD website under Transcript Information. (Toth, Brian) (Entered: 09/22/2020)
09/22/2020	35	MOTION to Stay <i>Proceedings Pending Interlocutory Appeal</i> by Carrington Mortgage Services, LLC. Responses due by 10/6/2020 (Attachments: # 1 Text of Proposed Order) (Toth, Brian) (Entered: 09/22/2020)
09/23/2020		Transmission of Notice of Appeal, Order under appeal and Docket Sheet to US Court of Appeals re 34 Notice of Interlocutory Appeal, Notice has been electronically mailed. (apz) (Entered: 09/23/2020)
09/23/2020	36	MOTION for Extension of Time to File Response/Reply/Answer as to 1 Complaint, by Carrington Mortgage Services, LLC. (Attachments: # 1 Text of Proposed Order)(Toth, Brian) (Entered: 09/23/2020)
09/24/2020	37	RESPONSE in Opposition re 32 MOTION to Intervene, MOTION to Stay Pursuant to the First to File Rule, and Integrated Memorandum of Law filed by William Attix. Replies due by 10/1/2020. (Attachments: # 1 Exhibit A)(Moskowitz, Adam) (Entered: 09/24/2020)
09/24/2020	38	RESPONSE in Opposition re 35 MOTION to Stay <i>Proceedings Pending Interlocutory Appeal</i> filed by William Attix. Replies due by 10/1/2020. (Moskowitz, Adam) (Entered: 09/24/2020)

09/25/2020	39	Acknowledgment of Receipt of NOA from USCA re 34 Notice of Interlocutory Appeal, filed by Carrington Mortgage Services, LLC. Date received by USCA: 9/23/20. USCA Case Number: 20-13575-HH. (hh) (Entered: 09/25/2020)
09/25/2020	40	ORDER. The Motion to Stay, DE# 35 , is DENIED. The Motion for Extension, DE# 36 , is GRANTED IN PART. Defendant SHALL respond to the Complaint by Friday, October 2, 2020. Answer due 10/2/2020. Re: 1 Complaint, filed by William Attix. Signed by Judge Ursula Ungaro on 9/25/2020. <i>See attached document for full details.</i> (ebz) (Entered: 09/28/2020)
09/30/2020	41	RESPONSE in Opposition re 32 MOTION to Intervene, MOTION to Stay <i>Pursuant to the First to File Rule, and Integrated Memorandum of Law</i> filed by Carrington Mortgage Services, LLC. Replies due by 10/7/2020. (Toth, Brian) (Entered: 09/30/2020)
10/01/2020	42	REPLY to Response to Motion re 32 MOTION to Intervene, MOTION to Stay <i>Pursuant to the First to File Rule, and Integrated Memorandum of Law</i> filed by Brenda Boley, Victoria Dawkins, William Green, Amy Thomas-Lawson. (Kauffman, James) (Entered: 10/01/2020)
10/01/2020	43	TRANSCRIPT INFORMATION FORM by Carrington Mortgage Services, LLC re 34 Notice of Interlocutory Appeal,, No Transcript Requested. (Toth, Brian) (Entered: 10/01/2020)
10/02/2020	44	MOTION TO DISMISS 1 Complaint, FOR FAILURE TO STATE A CLAIM by Carrington Mortgage Services, LLC. Responses due by 10/16/2020 (Attachments: # 1 Exhibit 1 -- Decl. of Elizabeth A. Ostermann, # 2 Exhibit 2 -- Decl. of George Saliba, # 3 Exhibit 3 -- Order in Estate of Derrick Campbell v. Ocwen Loan Servicing, LLC)(Toth, Brian) (Entered: 10/02/2020)
10/13/2020	45	ORDER DENYING MOTION TO INTERVENE AND TO STAY. Motion to Intervene and to Stay, DE# 32 , is DENIED. Joint Motion to Hold Initial Planning and Scheduling Conference Telephonically, DE# 30 , is GRANTED. The hearing currently scheduled for October 30, 2020, is hereby RE-SET to November 13, 2020 at 10:30 a.m. Any initial planning and scheduling hearing will be held through Zoom or telephone. Instructions will be provided the week of the hearing. (Settlement Conference set for 11/13/2020 10:30 AM before Judge Ursula Ungaro.). Signed by Judge Ursula Ungaro on 10/13/2020. <i>See attached document for full details.</i> (ebz) (Entered: 10/13/2020)
10/16/2020	46	RESPONSE in Opposition re 44 MOTION TO DISMISS 1 Complaint, FOR FAILURE TO STATE A CLAIM filed by William Attix. Replies due by 10/23/2020. (Moskowitz, Adam) (Entered: 10/16/2020)
10/23/2020	47	REPLY to Response to Motion re 44 MOTION TO DISMISS 1 Complaint, FOR FAILURE TO STATE A CLAIM filed by Carrington Mortgage Services, LLC. (Toth, Brian) (Entered: 10/23/2020)
10/28/2020	48	ORDER of USCA. Appellant's motion for a stay pending appeal is GRANTED re 34 Notice of Interlocutory Appeal, filed by Carrington Mortgage Services, LLC. USCA #20-13575-HH. (apz) (Entered: 11/03/2020)
11/03/2020	49	ORDER AND ADJUDGED that this matter is STAYED pending the interlocutory appeal of this Courts order denying Defendants motion to compel arbitration, DE# 33 . The Clerk of Court SHALL administratively close this case. All future hearings and deadlines are TERMINATED, and all pending motions are DENIED AS MOOT. The parties SHALL promptly notify the Court of any material change in the litigation or resolution of the interlocutory appeal. Signed by Judge Ursula Ungaro on 11/3/2020. <i>See attached document for full details.</i> (ebz) (Entered: 11/03/2020)

11/16/2020	50	Pursuant to F.R.A.P. 11(c), the Clerk of the District Court for the Southern District of Florida certifies that the record is complete for purposes of this appeal re: 34 Notice of Interlocutory Appeal, Appeal No. 20-13575-HH. The entire record on appeal is available electronically. (apz) (Entered: 11/16/2020)
01/06/2021	51	MOTION to Appear Pro Hac Vice, Consent to Designation, and Request to Electronically Receive Notices of Electronic Filing for Fredrick S. Levin. Filing Fee \$ 200.00 Receipt # AFLSDC-14162053 by Carrington Mortgage Services, LLC. Responses due by 1/20/2021 (Attachments: # 1 Text of Proposed Order on Motion for PHV of Fredrick S. Levin)(Toth, Brian) (Entered: 01/06/2021)
01/06/2021	52	Unopposed MOTION to Withdraw as Attorney by Valerie L. Hletko for / by Carrington Mortgage Services, LLC. Responses due by 1/20/2021 (Attachments: # 1 Text of Proposed Order on Motion to Withdraw Valerie L. Hletko)(Toth, Brian) (Entered: 01/06/2021)
01/06/2021	53	ORDER granting 51 Motion to Appear Pro Hac Vice, Consent to Designation, and Request to Electronically Receive Notices of Electronic Filing for Attorney Fredrick S. Levin. Signed by Judge Ursula Ungaro on 1/6/2021. <i>See attached document for full details.</i> (scn) (Entered: 01/06/2021)
01/06/2021	54	ORDER AND ADJUDGED that the Motion to Withdraw as Attorney, DE# 52 , is GRANTED. Valerie L. Hletko representing Carrington Mortgage Services, LLC (Defendant) withdrawn from case. Notice of Termination delivered by US Mail to Valerie Hletko. Signed by Judge Ursula Ungaro on 1/6/2021. <i>See attached document for full details.</i> (ebz) (Entered: 01/07/2021)
04/02/2021	55	NOTICE of Change of Address, Email or Law Firm Name by Brian W. Toth (Toth, Brian) (Entered: 04/02/2021)
04/02/2021	56	NOTICE of Change of Address, Email or Law Firm Name by Andrew Jay Fuller (Fuller, Andrew) (Entered: 04/02/2021)
04/05/2021	57	CLERK'S NOTICE - Attorney Admissions has not updated address and/or email information for attorney(s) Brian W. Toth and Andrew Jay Fuller re 56 Notice of Change of Address, Email or Law Firm Name, 55 Notice of Change of Address, Email or Law Firm Name. Attorneys have not followed the required procedures for updating their information with the Court. Attorneys are instructed to go to their PACER account, Manage My Account, to complete the process of updating their information. The Court is NOT responsible for updating secondary email addresses. See the Courts website for detailed instructions. www.flsd.uscourts.gov/updating-your-information (cw) (Entered: 04/05/2021)
07/28/2021	58	Unopposed MOTION to Withdraw as Attorney by Andrew Jay Fuller for / by Carrington Mortgage Services, LLC. Responses due by 8/11/2021 (Attachments: # 1 Text of Proposed Order)(Toth, Brian) (Entered: 07/28/2021)
07/29/2021	59	CLERKS NOTICE OF REASSIGNMENT OF CASE. Document(s) have been submitted to this Court which pertain to a case in which the assigned judge is no longer with this Court. Case reassigned to Judge Aileen M. Cannon for all further proceedings. Judge Ursula Ungaro no longer assigned to case. (yar) (Entered: 07/29/2021)
08/02/2021	60	ORDER granting 58 Motion to Withdraw as Attorney. Andrew Jay Fuller representing Carrington Mortgage Services, LLC (Defendant) withdrawn from case. Signed by Judge Aileen M. Cannon on 8/2/2021. <i>See attached document for full details.</i> (jas) (Entered: 08/03/2021)
08/09/2021	61	NOTICE of Compliance by Carrington Mortgage Services, LLC re 60 Order on Motion to Withdraw as Attorney, (Toth, Brian) (Entered: 08/09/2021)

06/24/2022	62	MANDATE of USCA. REVERSING the denial of Carrington's motion to compel arbitration and REMAND to the district court with instructions to compel arbitration and stay the proceedings in the district court as to 34 Notice of Interlocutory Appeal, filed by Carrington Mortgage Services, LLC ; Date Issued: 6/24/2022 ; USCA Case Number: 20-13575-AA. (kpe) (Entered: 06/27/2022)
06/29/2022	63	ORDER STAYING CASE PENDING ARBITRATION. Signed by Judge Aileen M. Cannon on 6/29/2022. <i>See attached document for full details.</i> (jas) (Entered: 06/29/2022)
09/13/2022	64	STATUS REPORT <i>Joint</i> by Carrington Mortgage Services, LLC (Toth, Brian) (Entered: 09/13/2022)

PACER Service Center			
Transaction Receipt			
09/27/2022 13:33:04			
PACER Login:	tzlegal1	Client Code:	588-02
Description:	Docket Report	Search Criteria:	1:20-cv-22183-AMC
Billable Pages:	8	Cost:	0.80

EXHIBIT A7

General Docket
United States Court of Appeals for the Eleventh Circuit

Court of Appeals Docket #: 20-13575
Nature of Suit: 3190 Other Contract Actions
 William Attix v. Carrington Mortgage Services,
Appeal From: Southern District of Florida
Fee Status: Fee Paid

Docketed: 09/23/2020
Termed: 05/26/2022

Case Type Information:

- 1) Private Civil
- 2) Federal Question
- 3) -

Originating Court Information:

District: 113C-1 : [1:20-cv-22183-UU](#)
Civil Proceeding: Ursula Ungaro, Senior U.S. District Court Judge
Date Filed: 05/26/2020
Date NOA Filed:
 09/22/2020

Prior Cases:

None

Current Cases:

None

WILLIAM ATTIX, on behalf of himself and all others similarly situated
 Plaintiff - Appellee

Howard M. Bushman
 Direct: 305-536-8220
 [COR LD NTC Retained]
 The Moskowitz Law Firm
 2 ALHAMBRA PLAZA STE 601
 CORAL GABLES, FL 33134

Adam Moskowitz
 [COR LD NTC Retained]
 The Moskowitz Law Firm
 2 ALHAMBRA PLAZA STE 601
 CORAL GABLES, FL 33134

Adam A. Schwartzbaum
 Direct: 305-740-1423
 [COR LD NTC Retained]
 The Moskowitz Law Firm
 2 ALHAMBRA PLAZA STE 601
 CORAL GABLES, FL 33134

Joseph M. Kaye
 Direct: 305-740-1423
 [COR NTC Retained]
 The Moskowitz Law Firm
 2 ALHAMBRA PLAZA STE 601
 CORAL GABLES, FL 33134

Barbara Cabrera Lewis
 [NTC Retained]
 The Moskowitz Law Firm
 305-740-1423
 2 ALHAMBRA PLAZA STE 601
 CORAL GABLES, FL 33134

versus

CARRINGTON MORTGAGE SERVICES, LLC

Defendant - Appellant

Brian W. Toth
 Direct: 305-717-7852
 [COR LD NTC Retained]
 Toth Funes, PA
 25 SE 2ND AVE STE 805

MIAMI, FL 33131

Freddy Funes
Direct: 305-717-7851
[COR NTC Retained]
Toth Funes, PA
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Fredrick S. Levin
Direct: 310-424-3900
[COR NTC Retained]
Buckley Sandler, LLP
Firm: 310-424-3900
100 WILSHIRE BLVD STE 1000
SANTA MONICA, CA 90401

Scott T. Sakiyama
Direct: 312-924-9800
[COR NTC Retained]
Buckley Sandler, LLP
353 N CLARK ST STE 3600
CHICAGO, IL 60654

James Lawrence Kauffman
Direct: 202-463-2101
[NTC Not Applicable]
Bailey & Glasser, LLP
Firm: 202-463-2101
1055 THOMAS JEFFERSON ST NW STE 540
WASHINGTON, DC 20007

SERVICE




















WILLIAM ATTIX,
on behalf of himself and all others similarly situated,

Plaintiff - Appellee,
















versus

CARRINGTON MORTGAGE SERVICES, LLC,

Defendant - Appellant.

09/23/2020	<input type="checkbox"/> 	CIVIL APPEAL DOCKETED. Notice of appeal filed by Appellant Carrington Mortgage Services, LLC on 09/22/2020. Fee Status: Fee Paid. No hearings to be transcribed. The appellant's brief is due on or before 11/02/2020. The appendix is due no later than 7 days from the filing of the appellant's brief. Awaiting Appellant's Certificate of Interested Persons due on or before 10/07/2020 as to Appellant Carrington Mortgage Services, LLC. Awaiting Appellee's Certificate of Interested Persons due on or before 10/21/2020 as to Appellee William Attix [Entered: 09/25/2020 09:34 AM]
09/25/2020	<input type="checkbox"/> 	Appellate fee was paid on 09/22/2020 as to Appellant Carrington Mortgage Services, LLC. [Entered: 09/25/2020 09:36 AM]
09/25/2020	<input type="checkbox"/> 	APPEARANCE of Counsel Form filed by Brian W. Toth for Carrington Mortgage Services, LLC. [20-13575] (ECF: Brian Toth) [Entered: 09/25/2020 12:47 PM]
09/28/2020	<input type="checkbox"/> 	APPEARANCE of Counsel Form filed by Adam Moskowitz for William Attix. [20-13575] (ECF: Adam Moskowitz) [Entered: 09/28/2020 01:31 PM]
09/28/2020	<input type="checkbox"/> 	APPEARANCE of Counsel Form filed by Joseph M. Kaye for William Attix. [20-13575] (ECF: Adam Moskowitz) [Entered: 09/28/2020 01:36 PM]
09/28/2020	<input type="checkbox"/> 	APPEARANCE of Counsel Form filed by Howard M. Bushman for William Attix. [20-13575] (ECF: Howard Bushman) [Entered: 09/28/2020 01:44 PM]
09/28/2020	<input type="checkbox"/> 	APPEARANCE of Counsel Form filed by Adam Abraham Schwartzbaum for Appellee [20-13575] (ECF: Adam Schwartzbaum) [Entered: 09/28/2020 02:03 PM]
09/29/2020	<input type="checkbox"/> 	<i>TIME SENSITIVE MOTION to stay pending appeal filed by Carrington Mortgage Services, LLC. Motion is Opposed. [9200473-1]</i> [20-13575] (ECF: Brian Toth) [Entered: 09/29/2020 06:02 PM]
09/30/2020	<input type="checkbox"/> 	APPEARANCE of Counsel Form filed by Valerie L. Hletko for Carrington Mortgage Services, LLC. [20-13575] (ECF: Valerie Hletko) [Entered: 09/30/2020 03:24 PM]
09/30/2020	<input type="checkbox"/> 	APPEARANCE of Counsel Form filed by Scott T. Sakiyama for Carrington Mortgage Services, LLC. [20-13575] (ECF: Scott Sakiyama) [Entered: 09/30/2020 03:27 PM]
10/01/2020	<input type="checkbox"/> 	TRANSCRIPT INFORMATION FORM SUBMITTED by Attorney Brian W. Toth for Appellant Carrington Mortgage Services, LLC. No hearings. [20-13575] (ECF: Brian Toth) [Entered: 10/01/2020 02:27 PM]
10/02/2020	<input type="checkbox"/> 	RESPONSE to Motion filed by Appellant Carrington Mortgage Services, LLC [9200473-2] filed by Attorney Mr. Adam A. Schwartzbaum for Appellee William Attix. [20-13575] (ECF: Adam Schwartzbaum) [Entered: 10/02/2020 05:15 PM]
10/06/2020	<input type="checkbox"/> 	Reply to response filed by Appellant Carrington Mortgage Services, LLC. [20-13575] (ECF: Brian Toth) [Entered: 10/06/2020 05:44 PM]
10/07/2020	<input type="checkbox"/> 	Certificate of Interested Persons and Corporate Disclosure Statement filed by Attorney Brian W. Toth for Appellant Carrington Mortgage Services, LLC. On the same day the CIP is served, the party filing it must also complete the court's web-based stock ticker symbol certificate at the link here http://www.ca11.uscourts.gov/web-based-cip or on the court's website. See 11th Cir. R. 26.1-2(b). [20-13575] (ECF: Brian Toth) [Entered: 10/07/2020 01:28 PM]
10/07/2020	<input type="checkbox"/> 	Civil Appeal Statement filed by Attorney Brian W. Toth for Appellant Carrington Mortgage Services, LLC. [20-13575] (ECF: Brian Toth) [Entered: 10/07/2020 04:13 PM]
10/13/2020	<input type="checkbox"/> 	APPEARANCE of Counsel Form filed by Carrington Mortgage Services, LLC Mr. Andrew J. Fuller for Carrington Mortgage Services, LLC. [20-13575] (ECF: Andrew Fuller) [Entered: 10/13/2020 12:45 PM]
10/14/2020	<input type="checkbox"/> 	Notice to Counsel of Record. Counsel of Record must be logged in to CM/ECF and Pacer to access this document. This is the only notice you will receive regarding this matter. Please print a copy for your file. [Entered: 10/14/2020 04:30 PM]
10/21/2020	<input type="checkbox"/> 	Certificate of Interested Persons and Corporate Disclosure Statement filed by. On the same day the CIP is served, the party filing it must also complete the court's web-based stock ticker symbol certificate at the link here http://www.ca11.uscourts.gov/web-based-cip or on the court's website. See 11th Cir. R. 26.1-2(b). [20-13575] (ECF: Adam Schwartzbaum) [Entered: 10/21/2020 12:15 PM]
10/26/2020	<input type="checkbox"/>	NOTICE OF CIP FILING DEFICIENCY to Howard M. Bushman, Joseph M. Kaye, Adam Moskowitz, and Adam A. Schwartzbaum for William Attix. You are receiving this notice because you have not completed the Web-Based Stock Ticker Symbol Certificate of Interested Persons (CIP) via the Court's public web-page. Failure to comply with 11th Cir. Rules 26.1-1 through 26.1-4 may result in sanctions on counsel, the party, or both. [Entered: 10/26/2020 03:38 PM]
10/28/2020	<input type="checkbox"/> 	ORDER: Appellant's motion for a stay pending appeal is GRANTED. See <i>Blinco v. Green Tree Servicing, LLC</i>, 366 F.3d 1249, 1253 (11th Cir. 2004). [9200473-2] BBM, BCG and BL [Entered: 10/28/2020 11:09 AM]

11/02/2020	<input type="checkbox"/> 	Appellant's brief filed by Carrington Mortgage Services, LLC. [20-13575] (ECF: Brian Toth) [Entered: 11/02/2020 05:14 PM]
11/04/2020	<input type="checkbox"/>	Received paper copies of EBrief filed by Appellant Carrington Mortgage Services, LLC. [Entered: 11/06/2020 09:10 AM]
11/09/2020	<input type="checkbox"/> 	Appendix filed [1 VOLUMES] by Appellant Carrington Mortgage Services, LLC. [20-13575] (ECF: Brian Toth) [Entered: 11/09/2020 11:43 AM]
11/10/2020	<input type="checkbox"/>	Received paper copies of EAppendix filed by Appellant Carrington Mortgage Services, LLC. 1 VOLUMES - 2 COPIES [Entered: 11/13/2020 11:22 AM]
11/18/2020	<input type="checkbox"/> 	<i>MOTION for extension of time to file appellee's brief to 01/11/2021 filed by William Attix. Motion is Unopposed. [9239947-1]</i> [20-13575] (ECF: Adam Schwartzbaum) [Entered: 11/18/2020 09:32 AM]
11/19/2020	<input type="checkbox"/> 	<i>ORDER: Motion for extension to file appellee brief filed by Appellee William Attix is GRANTED. [9239947-2] Appellees brief due on 01/11/2021. RSR (See attached order for complete text)</i> [Entered: 11/19/2020 09:14 AM]
12/23/2020	<input type="checkbox"/> 	APPEARANCE of Counsel Form filed by Fredrick S. Levin on behalf of Appellant Carrington Mortgage Services, LLC [20-13575] (ECF: Fredrick Levin) [Entered: 12/23/2020 12:20 PM]
01/06/2021	<input type="checkbox"/> 	<i>MOTION to withdraw as counsel filed by Attorney Brian W. Toth for Appellant Carrington Mortgage Services, LLC. Motion is Unopposed [9276001-1]</i> [20-13575] (ECF: Brian Toth) [Entered: 01/06/2021 01:52 PM]
01/07/2021	<input type="checkbox"/>	ORDER: Motion to withdraw as counsel filed by Brian W. Toth is GRANTED by clerk. [9276001-2] Attorney terminated: Attorney Valerie L. Hletko for Appellant Carrington Mortgage Services, LLC in 20-13575. [Entered: 01/07/2021 10:42 AM]
01/07/2021	<input type="checkbox"/> 	<i>MOTION for extension of time to file appellee's brief to 02/10/2021 filed by William Attix. Motion is Unopposed. [9277055-1]</i> [20-13575] (ECF: Adam Schwartzbaum) [Entered: 01/07/2021 01:27 PM]
01/11/2021	<input type="checkbox"/> 	<i>ORDER: Motion for extension to file appellee brief filed by Appellee William Attix is GRANTED. [9277055-2] Appellees brief due on 02/10/2021. RSR (See attached order for complete text)</i> [Entered: 01/11/2021 01:17 PM]
02/10/2021	<input type="checkbox"/> 	Appellee's Brief filed by Appellee William Attix. [20-13575] (ECF: Adam Schwartzbaum) [Entered: 02/10/2021 01:59 PM]
02/12/2021	<input type="checkbox"/> 	<i>MOTION for extension of time to file reply brief to 04/02/2021 filed by Carrington Mortgage Services, LLC. Motion is Unopposed. [9307915-1]</i> [20-13575] (ECF: Brian Toth) [Entered: 02/12/2021 11:57 AM]
02/18/2021	<input type="checkbox"/> 	<i>ORDER: Motion for extension to file reply brief filed by Appellant Carrington Mortgage Services, LLC is GRANTED. [9307915-2] Reply brief due on 04/02/2021. ELB (See attached order for complete text)</i> [Entered: 02/18/2021 08:33 AM]
02/22/2021	<input type="checkbox"/>	Received paper copies of EBrief filed by Appellee William Attix. [Entered: 02/23/2021 02:29 PM]
04/02/2021	<input type="checkbox"/> 	Reply Brief filed by Appellant Carrington Mortgage Services, LLC. [20-13575] (ECF: Brian Toth) [Entered: 04/02/2021 01:55 PM]
04/05/2021	<input type="checkbox"/>	Received paper copies of EBrief filed by Appellant Carrington Mortgage Services, LLC. [Entered: 04/06/2021 09:23 AM]
04/06/2021	<input type="checkbox"/> 	Supplemental Appellee's Letter Brief filed by Appellee William Attix. [20-13575] (ECF: Adam Schwartzbaum) [Entered: 04/06/2021 01:49 PM]
04/09/2021	<input type="checkbox"/> 	Response to Supplemental Authority (28J) filed by Appellant Carrington Mortgage Services, LLC. [20-13575] (ECF: Brian Toth) [Entered: 04/09/2021 10:52 AM]
05/18/2021	<input type="checkbox"/> 	Assigned to tentative calendar number 27 in Miami during the week of September 20, 2021. [Entered: 05/18/2021 10:44 AM]
06/02/2021	<input type="checkbox"/> 	Supplemental Authority filed by Appellee William Attix. [20-13575] (ECF: Adam Schwartzbaum) [Entered: 06/02/2021 01:54 PM]
06/04/2021	<input type="checkbox"/> 	Response to Supplemental Authority (28J) filed by Appellant Carrington Mortgage Services, LLC. [20-13575] (ECF: Brian Toth) [Entered: 06/04/2021 05:15 PM]
06/08/2021	<input type="checkbox"/>	This appeal has been removed from tentative calendar # 27 and will be reassigned at a later date. [Entered: 06/08/2021 04:53 PM]
07/02/2021	<input type="checkbox"/> 	Assigned to tentative calendar number 2 in Miami during the week of October 4, 2021. [Entered: 07/02/2021 02:00 PM]
07/28/2021	<input type="checkbox"/> 	<i>MOTION to withdraw as counsel filed by Attorney Brian W. Toth for Appellant Carrington Mortgage</i>

Case 1:20-cv-02369-RDB Document 60-2 Filed 09/27/22 Page 73 of 74		
07/29/2021	<input type="checkbox"/>	Services, LLC. Motion is Unopposed [9446547-1] [20-13575] (ECF: Brian Toth) [Entered: 07/28/2021 11:40 AM]
07/29/2021	<input type="checkbox"/>	ORDER: Motion to withdraw as counsel filed by Brian W. Toth is GRANTED by clerk. [9446547-2] Attorney terminated: Attorney Andrew J. Fuller for Appellant Carrington Mortgage Services, LLC in 20-13575. [Entered: 07/29/2021 08:53 AM]
08/18/2021	<input type="checkbox"/> 	Calendar issued as to cases to be orally argued the week of 10/04/2021 in Miami, Florida. Counsel are directed to electronically acknowledge receipt of this calendar by docketing the Calendar Receipt Acknowledged event in ECF (a document upload is not required). [Entered: 08/18/2021 10:35 AM]
08/18/2021	<input type="checkbox"/>	Attorney Mr. Adam A. Schwartzbaum for Appellee William Attix hereby acknowledges receipt of a copy of the printed calendar for 10/06/2021. Adam A. Schwartzbaum 786 309-9593 will present argument. [20-13575] (ECF: Adam Schwartzbaum) [Entered: 08/18/2021 10:58 AM]
08/19/2021	<input type="checkbox"/>	Oral argument scheduled. Argument Date: Wednesday, 10/06/2021 Argument Location: Miami, FL. [Entered: 08/19/2021 10:39 AM]
08/23/2021	<input type="checkbox"/>	Attorney Brian W. Toth for Appellant Carrington Mortgage Services, LLC hereby acknowledges receipt of a copy of the printed calendar for 10/06/2021. Fredrick S. Levin, Phone: 310-424-3984 will present argument. [20-13575] (ECF: Brian Toth) [Entered: 08/23/2021 01:02 PM]
10/06/2021	<input type="checkbox"/>	Oral argument held. Oral Argument participants were Fredrick S. Levin for Appellant Carrington Mortgage Services, LLC and Mr. Adam A. Schwartzbaum for Appellee William Attix. [Entered: 10/06/2021 02:19 PM]
03/17/2022	<input type="checkbox"/> 	Supplemental Authority filed by Appellee William Attix. [20-13575] (ECF: Adam Schwartzbaum) [Entered: 03/17/2022 04:54 PM]
03/22/2022	<input type="checkbox"/> 	APPEARANCE of Counsel Form filed by Freddy Funes for Carrington Mortgage Services, LLC [20-13575] (ECF: Freddy Funes) [Entered: 03/22/2022 01:12 PM]
03/22/2022	<input type="checkbox"/> 	Response to Supplemental Authority (28J) filed by Appellant Carrington Mortgage Services, LLC. [20-13575] (ECF: Freddy Funes) [Entered: 03/22/2022 02:14 PM]
03/23/2022	<input type="checkbox"/> 	Supplemental Authority filed by Appellee William Attix. [20-13575] (ECF: Adam Schwartzbaum) [Entered: 03/23/2022 05:36 PM]
03/29/2022	<input type="checkbox"/> 	Response to Supplemental Authority (28J) filed by Appellant Carrington Mortgage Services, LLC. [20-13575] (ECF: Freddy Funes) [Entered: 03/29/2022 09:22 AM]
04/25/2022	<input type="checkbox"/> 	MOTION to stay further appellate proceedings filed by Carrington Mortgage Services, LLC. Opposition to Motion is Unknown. [9652905-1] [20-13575] (ECF: Freddy Funes) [Entered: 04/25/2022 06:39 PM]
04/25/2022	<input type="checkbox"/> 	Corrected Motion to stay further appellate proceedings [9652905-2] filed by Appellant Carrington Mortgage Services, LLC. [20-13575] (ECF: Freddy Funes) [Entered: 04/25/2022 07:02 PM]
04/25/2022	<input type="checkbox"/> 	Corrected Motion [9652905-2] filed by Appellant Carrington Mortgage Services, LLC. [20-13575] (ECF: Freddy Funes) [Entered: 04/25/2022 07:18 PM]
04/29/2022	<input type="checkbox"/> 	RESPONSE to Motion to stay further appellate proceedings filed by Appellant Carrington Mortgage Services, LLC [9652905-2] filed by Attorney Adam Moskowitz for Appellee William Attix. [20-13575] (ECF: Adam Moskowitz) [Entered: 04/29/2022 12:18 PM]
05/04/2022	<input type="checkbox"/> 	Reply to response filed by Appellant Carrington Mortgage Services, LLC. [20-13575] (ECF: Freddy Funes) [Entered: 05/04/2022 05:38 PM]
05/10/2022	<input type="checkbox"/> 	ORDER: "Defendant-Appellant's Motion for Stay of Ruling" is DENIED. [9652905-2] ENTERED FOR THE COURT - BY DIRECTION (See attached order for complete text) [Entered: 05/10/2022 02:13 PM]
05/26/2022	<input type="checkbox"/> 	Opinion issued by court as to Appellant Carrington Mortgage Services, LLC. Decision: Reversed and Remanded. Opinion type: Published. Opinion method: Signed. The opinion is also available through the Court's Opinions page at this link http://www.ca11.uscourts.gov/opinions . [Entered: 05/26/2022 04:14 PM]
05/26/2022	<input type="checkbox"/> 	Judgment entered as to Appellant Carrington Mortgage Services, LLC. [Entered: 05/26/2022 04:16 PM]
06/24/2022	<input type="checkbox"/> 	Mandate issued as to Appellant Carrington Mortgage Services, LLC. [Entered: 06/24/2022 09:33 AM]

Clear All

- ☒ Documents and Docket Summary
- ☐ Documents Only
- ☐ Include Page Numbers

Selected Pages: Selected Size:

Totals reflect accessible documents only and do not include unauthorized restricted documents.

View Selected

PACER Service Center			
Transaction Receipt			
09/27/2022 13:34:06			
PACER Login:	tzlegal1	Client Code:	588-02
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Billable Pages:	4	Cost:	0.40

EXHIBIT B

Tycko & Zavareei LLP Alexander v. Carrington Expenses

Date	Description	Value
11/1/2019	Oct 2019 Photocopies	\$0.45
11/4/2019	Postage	\$1.00
11/7/2019	Postage	\$1.00
11/7/2019	Postage	\$1.00
12/1/2019	Westlaw online research during November 2019	\$19.99
12/1/2019	Photocopies	\$0.45
12/1/2019	Photocopies	\$0.45
12/1/2019	Photocopies	\$0.45
12/19/2019	Service of process provided by Capitol Process Services invoice 1572046	\$151.75
1/1/2020	Photocopies	\$10.65
1/1/2020	Westlaw online research during December 2019	\$27.78
1/29/2020	Federal express delivery on 1/5/20	\$76.69
1/31/2020	Photocopies	\$0.30
2/5/2020	Postage	\$1.00
2/5/2020	Postage	\$1.20
2/18/2020	Postage	\$1.00
2/26/2020	Federal express delivery on 1/26/20	\$25.89
2/26/2020	Federal express delivery on 1/23/20	\$41.82
2/26/2020	Pacer court document retrieval during 4th quarter 2019	\$0.10
2/29/2020	Photocopies	\$6.15
3/26/2020	Postage	\$0.80
3/26/2020	Federal express delivery on 3/12/20	\$24.48
3/26/2020	Federal express delivery on 3/7/20	\$25.59
3/26/2020	Federal express delivery on 3/5/20	\$45.44
3/26/2020	Conference calls during the month of Dec 2019	\$2.52
3/26/2020	Conference calls during the month of Jan 2020	\$3.06
4/28/2020	Federal express delivery on 3/18/20	\$66.09
7/27/2020	Pro hac vice admissions to Southern District of Florida	\$200.00
8/1/2020	Westlaw Online Legal Research in July 2020	\$335.75
8/31/2020	PACER 2nd quarter court document retrieval	\$83.30
9/1/2020	Aug 2020 Westlaw online research	\$104.99
9/1/2020	Aug 2020 Westlaw online research	\$32.43
9/29/2020	Pro hac vice admissions for K. Aizpuru with Courts/USDC-CA Los Angeles on 8/27/20	\$400.00
9/29/2020	Pro hac vice admissions for co-counsel with Courts/USDC Los Angeles on 8/27/20	\$400.00
9/29/2020	Certificate of good standing for K. Aizpuru on 8/27/20 from DC Bar	\$25.00
9/29/2020	Federal express delivery on 8/26/20	\$29.69
9/29/2020	Federal express delivery on 8/29/20	\$29.69

9/29/2020	Federal express delivery on 8/22/20	\$57.28
10/1/2020	Sep 2020 Westlaw Online Legal Research	\$145.46
10/1/2020	Sep 2020 Westlaw Online Legal Research	\$52.56
10/30/2020	Conference calls during the month of Aug 2020	\$2.02
11/1/2020	Westlaw online legal research in October 2020	\$6.55
11/30/2020	Federal express delivery on 10/21/20	\$28.57
11/30/2020	Federal express delivery on 10/24/20	\$29.62
11/30/2020	Conference calls in September 2020	\$16.23
11/30/2020	Court document retrieval during the 3rd quarter 2020	\$24.10
11/30/2020	Court document retrieval during the 3rd quarter 2020	\$4.30
12/1/2020	Westlaw Online Legal Research during Nov 2020	\$290.40
2/16/2021	Court document retrieval from Orange County Superior Court on 1/8/21	\$30.00
2/28/2021	Feb 2021 Westlaw online research	\$14.29
2/28/2021	Feb 2021 Westlaw online research	\$35.25
3/1/2021	Court document retrieval from Pacer in 4th Quarter 2020	\$34.80
3/31/2021	1st Quarter 2021 court document retrieval from Pacer	\$28.00
3/31/2021	1st Quarter 2021 court document retrieval from Pacer	\$7.20
3/31/2021	Mar 2021 Westlaw online research	\$150.27
4/30/2021	Apr 2021 Westlaw online research	\$8.54
4/30/2021	Apr 2021 Westlaw online research	\$17.22
5/27/2021	Filing fee with Courts/USDC-CA-Los Angeles on 5/4/21	\$505.00
5/27/2021	Admissions fee to 9th Circuit Court of Appeals on 5/12/21 for K. Simplicio	\$230.00
5/27/2021	April 2021 conference calls	\$11.21
6/30/2021	April 2021 Westlaw online research	\$9.29
7/31/2021	July 2021 Westlaw online research	\$325.67
8/2/2021	Pro hac vice admissions for K Simplicio to US Court of Appeals - 4th Circuit on 7/14/21	\$228.00
8/16/2021	LoopUp conference calls in Jun 2021	\$3.40
8/31/2021	Court document retrieval on 8/9/21	\$7.50
9/15/2021	LoopUp conference calls in July 2021	\$3.65
9/16/2021	Pacer Document Retrieval	\$38.10
9/16/2021	Pacer Document Retrieval	\$1.40
9/30/2021	3rd Quarter 2021 Pacer court document retrieval	\$23.50
10/28/2021	LoopUp conference calls in Aug 2021	\$5.95
11/29/2021	LoopUp Conference Calls in Sep 2021	\$10.79
11/30/2021	Messenger deliveries in November 2021	\$60.91
11/30/2021	Nov 2021 Westlaw online research	\$354.23
12/31/2021	LoopUp Conference Calls in Oct 2021	\$2.64
12/31/2021	4th Quarter 2021 court document retrieval from Pacer - K. Simplicio	\$0.40
12/31/2021	Photocopies (2021)	\$269.70
12/31/2021	Dec 2021 Westlaw online research	\$1.24

12/31/2021	Dec 2021 Westlaw online research	\$42.98
12/31/2021	Dec 2021 Westlaw online research	\$6.60
12/31/2021	4th Quarter 2021 court document retrieval from Pacer	\$40.60
12/31/2021	12/01/2021 and 12/06/2021 Deliveries to H. Zavareei provided by Washington Express	\$130.31
12/31/2021	4th Quarter 2021 court document retrieval from Pacer - K. Simplicio	\$9.90
12/31/2021	4th Quarter 2021 court document retrieval from Pacer	\$0.60
12/31/2021	D. Rasinariu - Travel to Richmond for Fourth Circuit oral argument.	\$38.00
12/31/2021	D. Rasinariu - Travel from Richmond for Fourth Circuit oral argument.	\$38.00
12/31/2021	D. Rasinariu - Lodging in Richmond for Fourth Circuit oral argument.	\$192.66
12/31/2021	D. Rasinariu - Meals while traveling to Richmond for oral argument	\$8.68
12/31/2021	D. Rasinariu - Dec. 7 Uber from to Union Station.	\$13.75
12/31/2021	D. Rasinariu - Dec. 8 Uber trip from hotel to Richmond Amtrak station.	\$18.98
12/31/2021	12/09/2021 H. Zavareei Lodging at Omni Richmond Hotel (related to case)	\$519.72
12/31/2021	H. Zavareei - Meal	\$17.44
1/5/2022	Documents shipped to Jeff Kichaven Commercial Mediation	\$43.49
2/28/2022	February 2022 Westlaw online research	\$58.64
3/19/2022	Mediation Fee for Case No. JK-22-005-DawkinsCarrington	\$4,500.00
3/22/2022	Package delivery by Fedex	\$45.25
3/31/2022	LoopUp Conference Calls - March 2022	\$5.55
3/31/2022	1st Quarter 2022 court document retrieval from Pacer	\$33.10
3/31/2022	March 2022 Westlaw online research	\$14.45
3/31/2022	March 2022 Westlaw online research	\$13.18
4/29/2022	PHV Motion for Kristen Simplicio	\$100.00
4/30/2022	LoopUp Conference Calls - April 2022	\$0.12
4/30/2022	April 2022 Westlaw online research	\$8.39
4/30/2022	April 2022 Westlaw online research	\$26.01
4/30/2022	April 2022 Westlaw online research	\$5.85
4/30/2022	April 2022 Westlaw online research	\$123.11
4/30/2022	April 2022 Westlaw online research	\$9.65
5/25/2022	Package delivery by Fedex	\$32.75
5/31/2022	May 2022 Westlaw online research	\$36.57
5/31/2022	May 2022 Westlaw online research	\$7.45
5/31/2022	May 2022 Westlaw online research	\$15.07
5/31/2022	May 2022 Westlaw online research	\$30.98
5/31/2022	May 2022 Westlaw online research	\$1.42
6/2/2022	Reply Brief Courtesy Copies	\$498.40

6/30/2022	2nd Quarter 2022 court document retrieval from Pacer	\$45.60
6/30/2022	2nd Quarter 2022 court document retrieval from Pacer	\$4.90
6/30/2022	2nd Quarter 2022 court document retrieval from Pacer	\$4.50
6/30/2022	2nd Quarter 2022 court document retrieval from Pacer	\$11.70
	TOTAL	\$12,007.54