

E-Filed 6/24/08

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

MICHAEL BLOOMQUIST,
Plaintiff,

v.

WASHINGTON MUTUAL, a Washington corporation; KERRY K. KILLINGER; JOSEPH W. SAUNDERS; COUNTRYWIDE HOME LOANS, INC., a Delaware corporation; ANGELO MOZILLO; WACHOVIA CORPORATION; a North Carolina corporation; KEN THOMPSON CITIGROUP, a Delaware corporation; SANFORD WEILL; CHARLES PRINCE; GOLDMAN SACHS GROUP, INC., a Delaware corporation; HENRY PAULSON; BEAR STERNS COMPANIES, INC., a Delaware corporation; JAMES CAYNE; THE MCGRAW HILL COMPANY, INC., a Delaware corporation, HAROLD MCGRAW III; WELLS FARGO & COMPANY, a Delaware corporation; PATRICIA R. CALLAHAN; HERBERT M. SANDLER; ROCK HOLDINGS, INC., a Delaware corporation; EXPERIAN CORPORATION, a Delaware corporation; JAMES E. GILLERAN; JOHN M. REICH; JOHN D. HAWKE; SCHMIDT BIES; DONALD E. POWELL; SHELIA C. BAIR,

Defendants.

Case Number C 07-4108 JF
ORDER¹ DENYING PLAINTIFF'S
REQUEST FOR LEAVE TO FILE
SECOND AMENDED COMPLAINT
AND MOTION TO POSTPONE JULY
11, 2008 HEARING DATE; AND
MODIFYING BRIEFING SCHEDULE
ON MOTION TO DISMISS

[re: docket no. 89]

¹ This disposition is not designated for publication in the official reports.

1 Plaintiff Michael Bloomquist ("Bloomquist") is the President and sole owner of Michael
2 Scott Properties, Inc., as well as a licensed mortgage and real estate agent. Bloomquist claims
3 that Defendants have engaged in unlawful lending practices and securities fraud. Bloomquist
4 seeks leave to amend his First Amended Complaint and postpone the hearing on certain
5 Defendants' motion to dismiss set for July 11, 2008. On June 20, 2008, the day his opposition to
6 the motion to dismiss was due, Bloomquist modified his request by filing a proposed order
7 seeking (1) a continuance of the July 11, 2008 hearing until August 29, 2008; (2) an enlargement
8 of time for him to respond to the motion to dismiss; (3) an order denying his request to file a
9 second amended complaint at this time; and (4) an order that he attach his proposed second
10 amended complaint to his opposition papers, which would be filed by July 11, 2008.

11 These same requests were addressed by the Court at the May 30, 2008 Case Management
12 Conference. Accordingly, the Court will treat Bloomquist's present filing as a motion for
13 reconsideration. Because Bloomquist has failed to show any change in circumstances that would
14 warrant reconsideration of the schedule established at the Case Management Conference,
15 Bloomquist's request will be denied.

16 However, in order to afford Bloomquist the opportunity to oppose the pending motion to
17 dismiss, the time for filing opposition to that motion will be extended to June 30, 2008. Moving
18 Defendants' reply brief may be filed on or before July 7, 2008. The hearing on the motion shall
19 proceed as scheduled on July 11, 2008.

20 IT IS SO ORDERED.

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22 DATED: June 24, 2008

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25 
26 JEREMY FOCCELL
27 United States District Judge

1 This Order has been served upon the following persons:

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