

SUPERIOR COURT OF CALIFORNIA

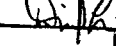
County Of San Francisco

DEPARTMENT 624

FILED
San Francisco County Superior Court

APR 26 2005

GORDON PARK-LI, Clerk

By:  Deputy Clerk

PAUL MILLER, individually and on behalf of
others similarly situated,

Plaintiff(s)

vs.

BANK OF AMERICA, NT&SA, a California
corporation, and DOES 1-50

Defendant(s)

Case Number: CGC-99-301917

MINUTE ORDER RE: Plaintiff's Motion for New
Trial on the Issue of Prejudgment Interest

Date: April 19, 2005

Time: 10:00 AM

Dept. 624


TO: ALL COUNSEL AND PARTIES:

The above referenced matter came on for hearing on plaintiffs' Motion for a New Trial on the Issue of Prejudgment, on the date and time set forth above, before the Honorable Anne Bouliane, Judge of the Superior Court. The plaintiffs appeared by counsel, James Sturdevant and Mark Johnson. Defendant Bank of America appeared by counsel, Arne Wagner and Heather Moser.

The court after reviewing the moving papers, the opposing papers, the reply papers, and oral argument of counsel, rules as follows:

Plaintiffs' Motion for a New Trial on the Issue of Prejudgment Interest heretofore submitted is DENIED.

Dated: April 26, 2005



ANNE BOULIANE
JUDGE OF THE SUPERIOR COURT

SUPERIOR COURT OF CALIFORNIA
County of San Francisco

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CERTIFICATE OF MAILING
(CCP 1013a (4))

I, Danial Lemire, a Deputy Clerk of the Superior Court of the County of San Francisco, certify that I am not a party to the within action.

On April 26, 2005 I served the attached MINUTE ORDER RE:Plaintiff's Motion for New Trial on the Issue of Prejudgment Interest, by placing a copy thereof in a sealed envelope, addressed as follows:

THOMAS J. BRANDI, Esq.
Law Offices of Thomas J. Brandi
44 Montgomery St., Suite 1050
San Francisco, CA 94104

ARNE D. WAGNER, Esq.
HEATHER MOSER, Esq.
Morrison & Foerster
425 Market St
San Francisco, CA 94105-2482

JAMES C. STURDEVANT, Esq.
MARK JOHNSON, Esq.
The Sturdevant Law Firm
475 Sansome St., Suite 1750
San Francisco, CA 94111

and, I then placed the sealed envelopes in the outgoing mail at 400 McAllister Street, San Francisco, CA. 94102 on the date indicated above for collection, attachment of required prepaid postage, and mailing on that date following standard court practices.

Dated: April 26, 2005

GORDON PARK-LI, Clerk

By: 

Danial Lemire, Deputy Clerk