

UNITED STATES COURT OF APPEALS

MAR 25 2009

FOR THE NINTH CIRCUIT

MOLLY C. DWYER, CLERK
U.S. COURT OF APPEALS

LUZ M. ZAPIEN, Individually and on
Behalf of all Others Similarly Situated; et
al.,

Plaintiffs - Appellants,

v.

WASHINGTON MUTUAL, INC.; et al.,

Defendants - Appellees.

No. 08-56556

D.C. No. 3:07-cv-00385-DMS-
CAB

Southern District of California,
San Diego

ORDER

The stipulation to dismiss the appeal under Federal Rules of Appellate Procedure 42(b) as to appellees WM Trust I, WM Trust II, WM Strategic Asset Management Portfolios, LLC, WM Financial Services, Inc., WM Advisors, Inc., WM Funds Distributor, Inc., Edge Asset Management, Inc., Principal Financial Group, Inc., Principal Investors Fund, Inc., and Principal Funds Distributor, Inc. only is granted. The costs shall be allocated pursuant to the stipulation.

A copy of this order shall act as and for the mandate of this court as to appellees WM Trust I, WM Trust II, WM Strategic Asset Management Portfolios, LLC, WM Financial Services, Inc., WM Advisors, Inc., WM Funds Distributor,

No. 08-56556

Inc., Edge Asset Management, Inc., Principal Financial Group, Inc., Principal Investors Fund, Inc., and Principal Funds Distributor, Inc. only .

This case shall continue as to appellees Washington Mutual, Inc. and WAMU Investments, Inc.

Pursuant to the March 17, 2009 order, appellate proceedings are stayed as to appellee Washington Mutual, Inc. under 11 U.S.C. § 362(a) until April 14, 2009. The answering brief for appellee WAMU Investments, Inc. remains due April 16, 2009. The optional reply brief is due 14 days after service of the answering brief.

For the Court:

MOLLY C. DWYER
Clerk of Court

Grace S. Santos
Deputy Clerk
Ninth Circuit Rule 27-7/Advisory Note to Rule 27
and Ninth Circuit 27-10