

**UNITED STATES DISTRICT COURT FOR
SOUTHERN DISTRICT OF FLORIDA
MIAMI DIVISION**

CASE NO. 24-22142-CIV-GAYLES/SHAW-WILDER

**FANNY B. MILLSTEIN and
MARTIN KLEINBART,**

Plaintiffs,

v.

WELLS FARGO BANK, N.A.,

Defendant.

**JOINT MOTION FOR LEAVE TO FILE DISCOVERY MEMORANDA FOR ZOOM
DISCOVERY HEARING REGARDING PLAINTIFF'S REQUEST FOR CORPORATE
REPRESENTATIVE DEPOSITION TESTIMONY REGARDING INDIVIDUAL
MEMBERS OF UNCERTIFIED PUTATIVE CLASS**

Plaintiff Fanny B. Millstein and Defendant Wells Fargo Bank, N.A. hereby move for leave to file discovery memoranda for the hearing via Zoom set by the Court and duly noticed for **May 14, 2026, at 10:30 a.m.**, concerning a corporate representative deposition request by Plaintiff. The parties propose the following schedule: Defendant's initial filing, not to exceed two (2) pages in length, due no later than May 4, 2026; Plaintiff's response, not to exceed three (3) pages in length, due no later than May 8, 2026; Defendant's reply, not to exceed one (1) page in length, due no later than May 12, 2026.

As stated in the Notice of Hearing, the issue is whether Plaintiff is entitled to seek testimony about specific facts applicable to individual absent class members and whether Wells Fargo must proffer specific facts regarding defenses that may apply to each individual person Plaintiff claims is a member of the putative class (which has not been certified). The parties believe that limited briefing will aid the Court in understanding the dispute and the issues. Accordingly, the parties

request leave to brief the Court to aid its analysis of this issue prior to the Court's May 14, 2026, scheduled hearing.

CONCLUSION

WHEREFORE, based on the foregoing, the parties respectfully request the Court permit them to file discovery memoranda in advance of the hearing on this matter in accordance with the schedule proposed herein.

Dated: April 22, 2026

Respectfully submitted,

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on April 22, 2026, a true copy of the foregoing was filed with the Court using the CM/ECF system, which will send notice to counsel of record.

/s/ Emily Y. Rottmann
Emily Y. Rottman