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IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

ANATOLIY POPOV and NATALYA
POPOV,

Plaintiffs,

No. CIV 09-2780 GEB EFB PS

vs.

COUNTRYWIDE FINANCIAL
CORPORATION; RECONTRUST
COMPANY; LANDSAFE TITLE OF
CALIFORNIA, INC.; and DOES 1-50,

Defendants.

ORDER

On December 18, 2009, the magistrate judge filed findings and recommendations herein which were served on the parties and which contained notice that any objections to the findings and recommendations were to be filed within fourteen days. No objections were filed.

Accordingly, the court presumes any findings of fact are correct. See Orland v. United States, 602 F.2d 207, 208 (9th Cir. 1999). The magistrate judge’s conclusions of law are reviewed de novo. See Britt v. Simi Valley Unified School Dist., 708 F.2d 452, 454 (9th Cir. 1983).

The court has reviewed the applicable legal standards and, good cause appearing, concludes that it is appropriate to adopt the proposed Findings and Recommendations in full.

1 Accordingly, IT IS ORDERED that:

2 1. The proposed Findings and Recommendations filed December 18, 2009, are
3 ADOPTED;

4 2. Plaintiffs' opposition and proposed amended complaint, Dckt. Nos. 7-8, are
5 construed together as a request for leave to amend plaintiffs' complaint;

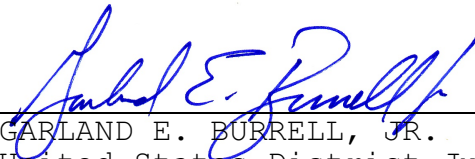
6 3. Plaintiffs' request for leave to amend their complaint, as submitted on
7 November 17, 2009, is granted;

8 4. Defendants' motion to dismiss, Dckt. No. 4, is denied as moot;

9 5. Plaintiffs' opposition, Dckt. No. 7, is construed as a request to remand the case
10 to the superior court; and

11 6. This action is remanded to the Superior Court of the State of California in and
12 for the County of Sacramento.

13 Dated: March 4, 2010

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GARLAND E. BURRELL, JR.
United States District Judge