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UNITED STATES DISTRICT COURT

CENTRAL DISTRICT OF CALIFORNIA

EFAT ABDOLLAHI as Trustee for EFAT ABDOLLAHI LIVING TRUST, Plaintiff, v. WELLS FARGO BANK, M.A. SUCCESSOR BY MERGER WITH WACHOVIA MORTGAGE, FSB, Defendants.	Case No. CV 11-06511 DDP (JCx) **ORDER GRANTING MOTION TO DISMISS** [Motion filed on 8-15-11]

Presently before the court is Defendant's Motion to Dismiss Plaintiff's Complaint. Because Plaintiff has not filed an opposition, the court GRANTS the motion.

Central District of California Local Rule 7-9 requires an opposing party to file an opposition to any motion at least twenty-one (21) days prior to the date designated for hearing the motion. C.D. CAL. L.R. 7-9. Additionally, Local Rule 7-12 provides that "[t]he failure to file any required paper, or the failure to file it within the deadline, may be deemed consent to the granting or denial of the motion." C.D. CAL. L.R. 7-12.

The hearing on Defendant's motion was set for September 26, 2011. Plaintiff's opposition was therefore due by September 6, 2011.[1] As of the date of this Order, Plaintiff has not filed an opposition, or any other filing that could be construed as a request for a continuance. Accordingly, the court deems Plaintiff's failure to oppose as consent to granting the motion to dismiss, and GRANTS the motion.

IT IS SO ORDERED.

Dated: September 19, 2011

DEAN D. PREGERSON
United States District Judge

[1] September 5, 2011 was a holiday.