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6 Attorneys for Defendant,
7 PROSPECT MORTGAGE, LLC
8 f/k/a METROCITIES MORTGAGE, LLC

8 UNITED STATES DISTRICT COURT
9 CENTRAL DISTRICT OF CALIFORNIA – WESTERN DIVISION

10 HUGO CHAVARRIA, a male
11 individual,
12
13 Plaintiff,
14
15 vs.

Case No.: 2:13-cv-05568-DSF
MANx)
Hon. Dale S. Fischer
Ctrm. 840 - Roybal

13 WELLS FARGO BANK, N.A., a
14 National Bank Association;
15 MORTGAGE ELECTRONIC
16 REGISTRATION SYSTEMS, INC., a
17 Delaware Corporation;
18 The Bank of New York Mellon, f/k/a
19 The Bank of New York, successor in
20 interest to JPMorgan Chase Bank,
21 N.A. as Trustee for Structured Asset
22 Mortgage Investments II inc. Bear
23 Stearns ALT-A Trust, Mortgage Pass-
24 Through Certificates, Series 2004-6, a
25 unknown common law trust;
26 AMERICAS SERVICING
27 COMPANY; NORTHWEST
28 TRUSTEE SERVICES, INC., a
Washington Corporation; FIRST
AMERICAN LOANSTAR TRUSTEE
SERVICES; METROCITIES
MORTGAGE, LLC a Delaware
limited liability company; FIDELITY
NATIONAL LOAN PORTFOLIO
SOLUTIONS as trustee, a California
Corporation; And any known or
unknown persons claiming any right
or interest to the subject property of
plaintiffs, And Does 1 through 10,
inclusive,
Defendants.

**[PROPOSED] JUDGMENT OF
DISMISSAL**

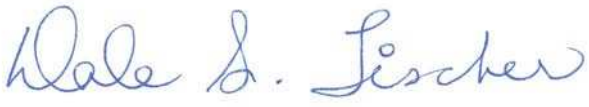
Action Filed: 8/1/13

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On October 11, 2013, the Court issued an order (the “Court Order,” see ECF No. 14) granting the Motion to Dismiss filed by Defendant Prospect Mortgage, LLC f/k/a Metrocities Mortgage, LLC (“Prospect”).

GOOD CAUSE APPEARING THEREFORE,

IT IS ORDERED, ADJUGED, AND DECREED that Prospect shall have a judgment of dismissal entered in its favor and against Plaintiff. Plaintiff’s entire action is dismissed with prejudice as to Defendant. Plaintiff shall take nothing against Prospect.



Dated: 10/24/13

DALE S. FISCHER
UNITED STATES DISTRICT
COURT JUDGE

126495

1 **PROOF OF SERVICE**

2 At the time of service, I was over 18 years of age and not a party to this
3 action. I am employed in the County of Ventura, State of California. My
4 business address is Hoefflin· Burrows, A Law Corporation, 2659 Townsgate
5 Road, Suite 232, Westlake Village, California 91361.

6 On October 18, 2013, I served true copies of the following document(s):

7 **[PROPOSED] JUDGMENT OF DISMISSAL**

8 on the interested parties in this action as follows:

9 Updated: 9/12/13

10 Hugo Chavarria
11 1555 Bengal Court
12 Palmdale, CA 93551
13 Tel: (661) 309-0907

14 Plaintiff In Pro Per

15 **BY UNITED STATES MAIL** - I enclosed the document(s) in a sealed
16 envelope or package addressed to the persons at the addresses above and (*specify*
17 *one*):

18 deposited the sealed envelope with the United States Postal Service, with the
19 postage fully prepaid.

20 placed the envelope for collection and mailing, following our ordinary
21 business practices. I am readily familiar with this firm's practice for collecting
22 and processing correspondence for mailing. On that same day that the
23 correspondence is placed for collection and mailing, it is deposited in the ordinary
24 course of business with United States Postal Service, in a sealed envelope with
25 postage fully prepaid. I am a resident or employed in the county where the
26 mailing occurred. The envelope or package was placed in the mail at Westlake
27 Village, California. I am aware that on motion of the party served, service is
28 presumed invalid if postal cancellation date or postage meter date is more than
one day after date of deposit for mailing in affidavit.

BY CM/ECF NOTICE OF ELECTRONIC FILNG - I electronically
filed the document(s) with the Clerk of the Court by using the CM/ECF system.
Participants in the case who are registered CM/ECF users will be served by the
CM/ECF system. Participants in the case who are not registered CM/ECF users
will be served by mail or by other means permitted by the court rules.

BY OVERNIGHT DELIVERY - I enclosed the documents in an envelope
or package provided by an overnight delivery carrier and addressed to the persons
at the addresses above. I placed the envelope or package for collection and
overnight delivery at an office or a regularly utilized drop box of the overnight
delivery carrier.

BY FACSIMILE TRANSMISSION - Based on an agreement of the
parties to accept service by facsimile transmission, I faxed the documents to the
persons at the facsimile numbers listed above. No error was reported by the
facsimile machine that I used. A copy of the record of the facsimile transmission,
which I printed out, is attached.

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[] **BY ELECTRONIC SERVICE** - Based on a court order or an agreement of the parties to accept service by electronic transmission, I caused the documents to be sent to the persons at the electronic notification addresses listed above. I did not receive, within a reasonable time after the transmission, any electronic message or other indication that the transmission was unsuccessful.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. I declare that I am employed in the office of a member of the bar of this Court at whose direction the service was made.

Executed on October 18, 2013 at Westlake Village, California.

/s/ Julie Dassinger
JULIE DASSINGER