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UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA – WESTERN DIVISION

KENNETH W. DELLINGER, JR., an individual,

Plaintiff,

v.

WELLS FARGO BANK, N.A.; NDeX WEST, LLC; and DOES 1 through 20, inclusive,

Defendants.

CASE NO.: 2:16-cv-08291-BRO-AJW

JUDGMENT OF DISMISSAL

[Assigned to the Honorable Beverly Reid O'Connell]


1 On March 9, 2017, the Court entered an Order granting the Motion to
2 Dismiss the First Amended Complaint, filed by defendant WELLS FARGO
3 BANK, N.A., successor by merger with Wells Fargo Bank Southwest, N.A., f/k/a
4 Wachovia Mortgage, FSB, f/k/a World Savings Bank, FSB dismissing the First
5 Amended Complaint in its entirety.

6 Accordingly:

7 **IT IS HEREBY ORDERED, ADJUDGED AND DECREED:**

- 8 1. The Request for Judicial Notice is GRANTED;
- 9 2. The First Amended Complaint is dismissed, as to all causes of action,
10 with prejudice;
- 11 3. Judgment is entered in favor of defendant WELLS FARGO BANK,
12 N.A., successor by merger with Wells Fargo Bank Southwest, N.A., f/k/a
13 Wachovia Mortgage, FSB, f/k/a World Savings Bank, FSB; and
- 14 4. Plaintiff, Kenneth W. Dellinver will recover nothing in this action
15 from defendant WELLS FARGO BANK, N.A., successor by merger with Wells
16 Fargo Bank Southwest, N.A., f/k/a Wachovia Mortgage, FSB, f/k/a World Savings
17 Bank, FSB.

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19
20 DATED: March 10, 2016


_____ HONORABLE _____ NELL
UNITED STATES DISTRICT JUDGE

1 **CERTIFICATE OF SERVICE**

2 I, the undersigned, declare that I am over the age of 18 and am not a party to
3 this action. I am employed in the City of Pasadena, California; my business
4 address is Anglin, Flewelling, Rasmussen, Campbell & Trytten LLP, 301 N. Lake
Avenue, Suite 1100, Pasadena, California 91101.

5 On the date below, I served a copy of the foregoing document entitled:

6 **[PROPOSED] JUDGMENT OF DISMISSAL**

7 on the interested parties in said case as follows:

8 ***Served Electronically Via the Court’s CM/ECF System***

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| <p>9 <i>Attorneys for Plaintiff,</i> 10 <i>Kenneth W. Dellinger, Jr.:</i></p> <p>11 Jack Ter-Saakyan, Esq. 12 Kenley Dygert, Esq. 13 JT LEGAL GROUP, APC 14 801 N. Brand Blvd., Suite 1130 15 Glendale, CA 91203 16 Tel.: (818) 745-1594 Fax: (747) 444- 2369 17 Emails: jack@jtfirm.com; 18 kenley@jtlegalgroup.com</p> | <p>9 <i>Attorneys for Defendant</i> 10 <i>NDeX West, LLC:</i></p> <p>11 Edward A. Treder, Esq. 12 James T. Lee, Esq. 13 BARRETT DAFFIN FRAPPIER 14 TREDER & WEISS, LLP 15 20955 Pathfinder Rd., Suite 300 16 Diamond Bar, CA 91765 17 Tel.: (626) 915-5714 ax: (626) 915- 0289 18 Emails: edwardt@bdfgroup.com; 19 jamesl@bdfgroup.com</p> |
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17 I declare under penalty of perjury under the laws of the United States of
18 America that the foregoing is true and correct. I declare that I am employed in the
19 office of a member of the Bar of this Court, at whose direction the service was
20 made. This declaration is executed in Pasadena, California on **March 10, 2017.**

21 Lina Velasquez
22 _____
(Type or Print Name)

21 */s/ Lina Velasquez*
22 _____
(Signature of Declarant)