

**PRIORITY SEND**

UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

CIVIL MINUTES -- GENERAL

Case No. EDCV 12-01190 VAP (OPx)

Date: February 21, 2013

Title: PALMER, JR., et al. -v- DEUTSCHE BANK NATIONAL TRUST  
COMPANY (DBNTC), et al.

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PRESENT: HONORABLE VIRGINIA A. PHILLIPS, U.S. DISTRICT JUDGE

Marva Dillard  
Courtroom Deputy

None Present  
Court Reporter

ATTORNEYS PRESENT FOR  
PLAINTIFFS:

ATTORNEYS PRESENT FOR  
DEFENDANTS:

None

None

PROCEEDINGS: ORDER TO SHOW CAUSE RE: FAILURE TO PROSECUTE  
(IN CHAMBERS)

On November 15, 2012 Plaintiffs James Wayne Palmer, Jr. and Susan Darlene Palmer (collectively, "Plaintiffs") filed a first amended complaint against Deutsche Bank National Trust Company ("Deutsche Bank"), as Trustee for the Registered Holders of Morgan Stanley ABS Capital I Inc. Trust 2007-NC3 Mortgage Pass-Through Certificates, Series 2007-NC3 ("Morgan Stanley"), Mortgage Electronic Registration Systems, Inc. ("MERS"), Ocwen Loan Servicing, LLC ("Ocwen"), Regional Trustee Service Corporation ("Regional Trustee"), and New Start Home Loans, Inc. ("New Start") (Doc. No. 25) ("FAC").

On January 16, 2013, the Court dismissed Plaintiffs' claims, without leave to amend, against Deutsche Bank, Morgan Stanley, MERS, Ocwen, and Regional Trustee.

MINUTES FORM 11  
CIVIL -- GEN

Initials of Deputy Clerk \_\_\_\_md\_\_\_\_

Since then, Plaintiffs have not prosecuted their claims against the remaining defendant, New Start. The Court ORDERS Plaintiffs to show cause, in writing, no later than March 1, 2013, why this matter should not be dismissed for failure to prosecute as to Defendant New Start. Failure to respond in writing by that date will result in dismissal of this action.

**IT IS SO ORDERED.**