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15 Attorney for Plaintiff
16 SHANE INGALSBE

17 **UNITED STATES DISTRICT COURT**
18 **EASTERN DISTRICT OF CALIFORNIA – FRESNO DIVISION**
19

20 SHANE INGALSBE,
21 Plaintiff,

22 vs.

23 BANK OF AMERICA N.A.; BAC HOME
24 LOANS SERVICING, LP; RECONTRUST
COMPANY N.A.; MORTGAGE
25 ELECTRONIC REGISTRATION SYSTEMS,
INC, and DOES 1 through 150, inclusive,
26 Defendants.

Case No. 10-cv-01665-OWW-SMS

**STIPULATION AND ORDER TO
REMAND THIS ACTION TO MERCED
COUNTY SUPERIOR COURT**

Assigned To: Judge Oliver W. Wanger

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STIPULATION

1
2 Plaintiff Shane Ingalsbe and Defendants Bank of America, N.A. (“BANA”), BAC Home
3 Loans Servicing, LP (“BAC Servicing”), ReconTrust Company, N.A. and Mortgage Electronic
4 Registration Systems, Inc. (“Defendants”) (collectively, the “Parties”), by and through their
5 counsel of record, hereby stipulate that this action is remanded to the Superior Court for the
6 County of Merced. Defendants Motion to Dismiss Plaintiff’s First Amended Complaint, which
7 was set for hearing on April 4, 2011 is hereby vacated without prejudice to Defendants filing a
8 demurrer once this matter is remanded to state court.

9 **IT IS SO STIPULATED.**

10 Dated: March 21, 2011

BRYAN CAVE LLP
Stuart W. Price
Deborah A. Goldfarb
Andrea M. Hicks

By: /s/ Andrea M. Hicks
Andrea M. Hicks

Attorneys for Defendants
BANK OF AMERICA, N.A., BAC HOME
LOANS SERVICING, LP, and RECONTRUST
COMPANY, N.A.

16 Dated: March 21, 2011

LAW OFFICE OF CATARINA M. BENITEZ
Catarina M. Benitez

By: /s/ Catarina M. Benitez
Catarina M. Benitez

Attorney for Plaintiff
SHANE INGALSBE

21 **ORDER**

22 Pursuant to the foregoing Stipulation, and good cause appearing, **IT IS SO ORDERED**
23 that this case is hereby remanded to the Superior Court for the County of Merced.

25 Dated: March 18, 2011

/s/ OLIVER W. WANGER
United States District Judge