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**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA**

ELIZABETH SLIGER, et al.,
Plaintiffs,
PROSPECT MORTGAGE LLC,
Defendant.

CASE NO. CV F 10-1952 LJO SMS
**ORDER ON WHETHER ACTION WAS FILED
IN IMPROPER DIVISION**

Plaintiffs' first amended complaint indicates that they intended to file this action in this Court's Sacramento Division. The first amended complaint states: "Pursuant to LR 120, this action is properly assigned to the Sacramento Division of the Eastern District of California because a substantial portion of the events giving rise to this dispute occurred in Placer County, California." As such, this Court ORDERS plaintiffs' counsel, no later than February 16, 2011, to file and serve his declaration under penalty of perjury to state whether this action was mistakenly or wrongly filed in this Court's Fresno Division.

IT IS SO ORDERED.

Dated: February 11, 2011

/s/ Lawrence J. O'Neill
UNITED STATES DISTRICT JUDGE