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 8 **EASTERN DISTRICT OF CALIFORNIA - FRESNO DIVISION**
 9 **UNITED STATES DISTRICT COURT**

10 BALDEV GILL, an individual, and
 GURMEET GILL, an individual,

11 Plaintiffs,

12 v.

13 WELLS FARGO BANK, N.A., a national
 14 association, doing business as AMERICA'S
 15 SERVICING COMPANY; CAL WESTERN
 RECONVEYANCE CORPORATION, a
 16 corporation; FEDERAL HOME LOAN
 MORTGAGE CORPORATION, an agency
 17 of the Federal Government and DOES 1
 through 100, inclusive,

18 Defendants.

Case No. 1:11-CV-00218-OWW-GSA

HON. OLIVER W. WANGER

ORDER GRANTING MOTIONS TO DISMISS

[F.R.C.P. 12(b)(6), (e)]

Complaint Filed:	September 14, 2010
Trial:	None Set
Hearing Date:	June 6, 2011
Hearing Time:	1:30 p.m.
Courtroom:	10 - Second Floor

19 WHEREAS, the Motion to Dismiss Plaintiffs' First Amended Complaint ("FAC") of
 20 Defendant Federal Home Loan Mortgage Corporation ("FHLMC") came for hearing before
 21 this Court on June 6, 2011; and

22 WHEREAS, the Court having taken the matter under consideration;

23 It is hereby ORDERED, ADJUDGED, and DECREED that:

24 1. FHLMC's Motion to Dismiss Plaintiffs' FAC is GRANTED without prejudice
 25 in its entirety and as to the FAC's third, fourth, fifth, eighth and ninth causes of action; and

26 2. Plaintiffs are to file and serve their Second Amended Complaint, if any, on or
 27 before July 15, 2011.

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1 IT IS SO ORDERED

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4 DATED: June 28, 2011

/s/ OLIVER W. WANGER

United States District Judge

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