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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

ROBERT ROY MARTINEZ,)	1:11-cv-2061 AWI GSA
Plaintiff,)	ORDER DENYING MOTION TO
v.)	DISMISS AS MOOT
BANK OF AMERICA CORPORATION, et)	
al.,)	(Document 10)
Defendants.)	

On December 14, 2011, Plaintiff filed a complaint against Bank of America Corporation, BAC Home Loans Servicing, Countrywide Financial Corporation, America’s Wholesale Lender, Quality Loan Service Corporation, the Mortgage Electronic Registration System, and the Federal Home Loan Mortgage Corporation alleging unlawful mortgage practices and the unlawful foreclosure of his home. (Doc. 1). Plaintiff was granted in forma pauperis status and was advised that his complaint would be screened by the Court in due course. (Doc. 4).

Subsequently, Plaintiff filed a First Amended Complaint on December 15, 2011, naming the same Defendants and alleging identical causes of action. (Doc. 3). Prior to the Court’s issuance of any summons pursuant to Rule 4 of the Federal Rule of Civil Procedure, on February 16, 2012, Defendants Bank of America, N.A. erroneously sued as Bank of America Corporation;

