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4 **IN THE UNITED STATES DISTRICT COURT FOR THE**
5 **EASTERN DISTRICT OF CALIFORNIA**
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8 1:12-cv-0814-AWI-GSA

9 BARRY HALAJIAN, an individual

10 Plaintiff,

**ORDER VACATING HEARING
DATE AND TAKING MATTER
UNDER SUBMISSION**

11 v.

12 DEUTSCHE BANK NATIONAL TRUST
13 COMPANY, AS TRUSTEE FOR
14 GSAMP TRUST 2005-HE4,
15 MORTGAGE PASS-THROUGH
16 CERTIFICATES, SERIES 2005-HE4, a
17 New York Corporation; JPMORGAN
18 CHASE BANK N.A., a national banking
19 association incorporated in New York;
20 NDEx WEST LLC, a Delaware limited
21 liability company; and WHITNEY K.
22 COOK, an individual residing in Ohio;
23 ALL PERSONS KNOWN OR
24 UNKNOWN CLAIMING AN INTEREST
25 IN 4917 E. SOONER DR., FRESNO,
26 CALIFORNIA 93727; and DOES 1-20
27 inclusive

28 Defendants.

23 On April 11, 2014, Defendant Deutsche Bank National Trust filed a motion for summary
24 judgment. On the same date, Defendants Whitney K. Cook and JPMorgan Chase Bank, N.A.
25 filed a separate motion for summary judgment. Plaintiff Barry Halajian sought an extension of
26 time to file an opposition. This Court granted Plaintiff's request. Plaintiff filed an opposition to
27 both motions on March 19, 2014. Defendants Deutsche Bank, JPMorgan Chase Bank, and
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1 Whitney Cook filed their respective replies on May 26, 2014. The motions are set for hearing
2 before this Court on Monday, June 2, 2014 at 1:30 p.m. Having reviewed the pleadings of record
3 and all competent and admissible evidence submitted, the Court finds this matter suitable for
4 decision without oral argument. *See* Eastern District Local Rule 230(g). The hearing date of
5 June 2, 2014 is hereby VACATED and the parties shall not appear at that time. The Court will
6 take the matter under submission and thereafter issue its decision.

7 IT IS SO ORDERED.

8 Dated: May 27, 2014


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10 SENIOR DISTRICT JUDGE