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8	UNITED STATES DISTRICT COURT		
9	EASTERN DISTRICT OF CALIFORNIA		
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11	NORMA MADRIGAL,	Case No. 1:15-cv-00809-SAB	
12	Plaintiff,	ORDER REQUIRING DEFENDANT TO SUPPLEMENT MOTION FOR SUMMARY	
13		JUDGMENT	
14	NATIONSTAR MORTGAGE LLC, et al.,		
15	Defendants.		
16 17	On January 31, 2017, Defendant Nationstar Mortgage, LLC filed a motion for summary		
17	judgment in this action. In the motion, Defendant contends that Plaintiff Norma Madrigal is not		
10	a third party beneficiary to the contract at issue in this action.		
20	The California Civil Code provides that a contract made expressly for the benefit of a		
20	third party may be enforced by that party at any time before the contract is rescinded. Cal. Civ.		
22	Code § 1559. Ascertaining the intent of the parties is to be inferred solely from the language of		
23	the written contract if possible. Cal. Civ. Code §§ 1638. While Defendant contends that		
24	Plaintiff is not a third party beneficiary under the note and deed of trust that were executed in		
25	purchasing the property at issue herein, the note was not included as evidence in support of the		
26	motion for summary judgment.		
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1	Accordingly, IT IS HEREBY ORDERED that Defendant Nationstar Mortgage shall file a	
2	supplement to the motion for summary judgment which includes the note at issue in this action	
3	on or before February 27, 2017.	
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5	IT IS SO ORDERED.	SAR
6	Dated: February 22, 2017	
7		UNITED STATES MAGISTRATE JUDGE
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