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UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

AARON D. LOOS and  
ALICE M. LOOS,

NO. CIV. S-07-503 LKK/EFB PS

Plaintiffs,

v.

O R D E R

ALICE R. ELKINS, NATOMA, INC.,  
SACRAMENTO VALLEY DIVERSIFIED,  
ARDEN BELL APTS, and DOES 1-20,

Defendants.

\_\_\_\_\_ /

Pending before the court is a Motion for a Temporary Restraining Order filed by Aaron D. Loos and Alice M. Loos ("plaintiffs") against Alice R. Elkins, et al ("defendants"). Also pending before the court is a Motion to Proceed In Forma Pauperis.

Plaintiffs claim that they were unlawfully terminated from their employment as apartment managers at Arden Bell Apartments. Plaintiffs also aver that they are in the process of being unlawfully evicted from their apartment at Arden Bell.

Plaintiffs fail to establish the grounds for invoking federal jurisdiction. The Labor Code sections cited to by plaintiffs do

1 not govern wrongful eviction or wrongful termination. Plaintiffs  
2 should consider re-filing their complaint in the appropriate state  
3 court. Plaintiffs may find it helpful to seek legal representation  
4 through a legal services organization.

5 Accordingly, the court orders as follows:

- 6 1. Plaintiffs' Motion for a Temporary Restraining Order is  
7 DENIED.
- 8 2. The matter is REFERRED to the Honorable Edmund F.  
9 Brennan for all further pretrial proceedings, pursuant  
10 to L.R. 72-302(c)(21).
- 11 3. The Motion to Proceed In Forma Pauperis is also REFERRED  
12 to the Magistrate Judge assigned to this case.

13 IT IS SO ORDERED.

14 DATED: March 15, 2007.

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LAWRENCE K. KARLTON  
SENIOR JUDGE  
UNITED STATES DISTRICT COURT