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IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

ANGELINE F. ULBATA,

Plaintiff,

Case No. 09-722 JAM-KJM

ORDER GRANTING DEFENDANTS'
MOTION TO DISMISS

v.

WELLS FARGO BANK N.A., BARCLAYS
CAPITAL REAL ESTATE dba HOMEQ
SERVICING, MORTGAGE
REGISTRATION SYSTEMS, INC., WMC
MORTGAGE CORP. and T.D. SERVICE
COMPANY, and DOES 1-100,
Inclusive,

Defendants.

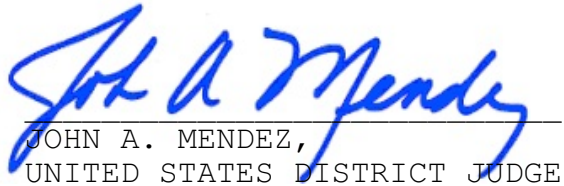
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This matter comes before the Court on Defendants Barclays
Capital Real Estate, Inc. dba Homeq Servicing, Wells Fargo Bank,
N.A., and Mortgage Electronic Registration Systems, Inc.s'
(erroneously sued as Mortgage Registration Systems, Inc.)
(collectively "Defendant's") Motion to Dismiss, Plaintiff
Angeline F. Ulbata's ("Plaintiff's") First Amended Complaint,

1 for failure to state a claim pursuant to Federal Rule of Civil
2 Procedure 12(b)(6). Defendants also bring a Motion to Strike.
3 Plaintiff does not oppose either motion.¹ Defendants' request for
4 Judicial Notice is granted. After carefully considering the
5 papers submitted in this matter, it is hereby ordered that
6 Defendants' Motion to Dismiss is GRANTED WITH PREJUDICE.²
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9 IT IS SO ORDERED.
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12 Dated: November 4, 2009

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14 JOHN A. MENDEZ,
15 UNITED STATES DISTRICT JUDGE
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27 ¹ This motion was determined to be suitable for decision without
28 oral argument. E.D. Cal. L.R. 78-230(h).

² Because the Court is granting the motion to dismiss with
prejudice, the motion to strike is moot.