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 2 **ALBERTSON LAW**
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8 **Attorneys for Defendants FIRST FRANKLIN FINANCIAL CORPORATION**
 9 **erroneously sued and served as FIRST FRANKLIN BANK and**
 10 **MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC.,**
 11 **erroneously sued and served as MORTGAGE ELECTRONIC**
 12 **REGISTRATION SYSTEM, INC.**

13 **UNITED STATES DISTRICT COURT OF CALIFORNIA**
 14 **EASTERN DISTRICT-SACRAMENTO DIVISION**

15 **EFRAIN RAMIREZ and MARY C.**
 16 **RAMIREZ,**

17 **Plaintiffs,**

18 **vs.**

19 **FIRST FRANKLIN BANK, ACTION**
 20 **REAL ESTATE LENDING, TRACY**
 21 **MAX BRYAN, MORTGAGE**
 22 **ELECTRONIC REGISTRATION**
 23 **SYSTEM, INC., and DOES 1 through**
 24 **20, inclusive,**

25 **Defendants.**

U.S.D.C. Case Number:

2:09-CV-01335-MCE-KJM

Complaint filed on May 13, 2009

Assigned to District Judge Morrison
C. England

DEFENDANTS FIRST FRANKLIN
FINANCIAL CORPORATION
AND MORTGAGE ELECTRONIC
REGISTRATION SYSTEMS,
INC.'S REQUEST FOR
TELEPHONIC APPEARANCE
WITH RESPECT TO MOTION TO
DISMISS PLAINTIFFS'
COMPLAINT

Hearing:

Date: September 10, 2009

Time: 2:00 p.m.

Ctrm: 7

[Filed Concurrently with Notice of Motion
and Motion to Dismiss; Request for Judicial
Notice; and (Proposed) Order]

26 **DEFENDANTS' REQUEST FOR TELEPHONIC APPEARANCE FOR MOTION TO**
 27 **DISMISS**

1 **TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:**

2 Defendants FIRST FRANKLIN FINANCIAL CORPORATION erroneously
3 sued and served as FIRST FRANKLIN BANK (hereinafter, "FIRST
4 FRANKLIN") and MORTGAGE ELECTRONIC REGISTRATION SYSTEMS,
5 INC. erroneously sued and served as MORTGAGE ELECTRONIC
6 REGISTRATION SYSTEM, INC. (hereinafter, "MERS" or collectively,
7 "Defendants"), by and through their counsel of record, Gina L. Albertson of
8 Albertson Law, hereby requests that counsel for Defendants be permitted to attend
9 the hearing on Defendants' Motion to Dismiss for Plaintiffs' failure to state a claim
10 upon which relief can be granted, or in the alternative, for a more definite
11 statement pursuant to Federal Rules of Civil Procedure, Rule 12(b)(6) and 12(e),
12 respectively, presently set for September 10, 2009, at 2:00 p.m. or at whatever date
13 the Court determines, telephonically by the Court contacting Defendant's counsel,
14 Gina L. Albertson, at the telephone number (949) 861-3132 at the date and time set
15 for said noticed hearing in Courtroom 7 of the United States District Court for the
16 Eastern District of California, Sacramento Division.
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18 Dated: July 15, 2009

ALBERTSON LAW

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21 By: _____

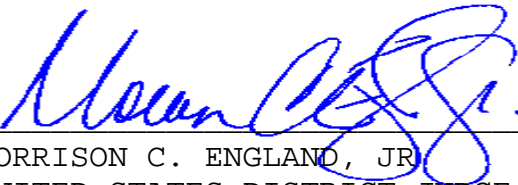
GINA L. ALBERTSON
Attorney for Defendants FIRST FRANKLIN
FINANCIAL CORPORATION erroneously
sued and served as FIRST FRANKLIN BANK
and MORTGAGE ELECTRONIC
REGISTRATION SYSTEMS, INC.,
erroneously sued and served as MORTGAGE
ELECTRONIC REGISTRATION SYSTEM,
INC.
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28 **DEFENDANTS' REQUEST FOR TELEPHONIC APPEARANCE FOR MOTION TO
DISMISS**

1 The Court, having duly considered Defendants' counsels' Request for a
2 Telephonic hearing, hereby grants said request. IT IS HEREBY ORDERED that
3 the Court will call Gina L. Albertson, Esq. of Albertson Law, telephone number
4 (949) 861-3132 on September 10, 2009 at 2:00 p.m. or at any future date noticed
5 with respect to Defendants FIRST FRANKLIN FINANCIAL CORPORATION
6 and MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC.'s Motion
7 to Dismiss for Plaintiffs' failure to state a claim upon which relief can be granted,
8 or in the alternative, for a more definite statement pursuant to Federal Rules of
9 Civil Procedure, Rule 12(b)(6) and 12(e), respectively,
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11 **IT IS SO ORDERED.**

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14 DATED: July 17, 2009

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16 MORRISON C. ENGLAND, JR.
17 UNITED STATES DISTRICT JUDGE
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28 **DEFENDANTS' REQUEST FOR TELEPHONIC APPEARANCE FOR MOTION TO
DISMISS**