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

WILLIAM D. BARDIN,)	2:09-cv-1593-GEB-KJM
)	
Plaintiff,)	<u>DISMISSAL ORDER</u>
)	
v.)	
)	
COUNTRYWIDE HOMELOANS, INC.; BAC)	
HOME LOANS SERVICING, LP, A)	
SUBSIDIARY OF BANK OF AMERICA, NA;)	
MORTGAGE ELECTRONIC REGISTRATION)	
SYSTEMS, INC.; US FUNDING GROUP,)	
INC.; JOHN MORRIS, ¹)	
)	
Defendants.)	
)	

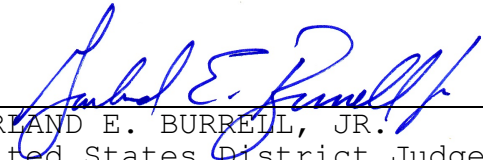
On January 18, 2010 Plaintiff and Defendant AmericanHomeKey, Inc. filed a stipulation ("stipulation") to dismiss Plaintiff's First Amended Complaint ("FAC") without prejudice. (See Docket No. 34). A proposed order was also filed on January 18, 2010, that appears to dismiss Plaintiff's FAC without prejudice; however, Plaintiff only intends to dismiss Defendant AmericanHomeKey, Inc. without prejudice since Plaintiff and other named Defendants filed a joint status report on the same day Plaintiff and Defendant AmericanHomeKey, Inc. filed their stipulated dismissal document. (See Docket No. 36).

Therefore, in accordance with the stipulation, Defendant

¹ The caption has been amended according to the Dismissal of Dioe Defendants portion of this Order.

1 AmericanHomeKey is dismissed without prejudice from this case, and
2 Plaintiff's claim under the Truth in Lending Act, which is only
3 alleged against AmericanHomeKey, is also dismissed without prejudice.

4 Dated: January 29, 2010

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7 _____
8 GARLAND E. BURRELL, JR.
9 United States District Judge
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