February 6, 2012, are ADOPTED and

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1. This action is remanded to the Nevada County Superior Court; 2. The Clerk is directed to serve a certified copy of this order on the Clerk of the Nevada County Superior Court, and reference the state case number (C11-236) in the proof of service; and 3. The Clerk is directed to close this case. DATED: March 20, 2012 /s/ John A. Mendez UNITED STATES DISTRICT COURT JUDGE