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Accordingly, IT IS ORDERED that the Findings and Recommendations filed November 21, 2012, are ADOPTED and

- 1. This action is remanded to the Yuba County Superior Court;
- 2. The Clerk is directed to serve a certified copy of this order on the Clerk of the Yuba County Superior Court, and reference the state case number (YCSCCVUD 12-0000331) in the proof of service; and
 - 3. The Clerk is directed to close this case.

Dated: January 15, 2013

ARLAND E. BURRELL, JR. Senior United States District Judge