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UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

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JAMES V. BUNCE,  
  
                                Plaintiff,  
  
          v.  
  
OCWEN LOAN SERVICING, LLC; and  
DOES 1-10 inclusive,  
  
                                Defendants.

No. CIV. 2:13-00976 WBS EFB  
  
ORDER RE: MOTION TO DISMISS

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Plaintiff filed a First Amended Complaint ("FAC") on August 5, 2013, bringing claims for: (1) violation of the California Homeowner Bill of Rights, Cal. Civ. Code. § 2923.55; (2) breach of the implied covenant of good faith and fair dealing; (3) negligence; and (4) violation of California Unfair Competition Law ("UCL"), Cal. Bus. & Prof. Code § 17200 et seq. (See FAC ¶¶ 20-64 (Docket No. 19).) Defendant now moves to dismiss the FAC pursuant to Rule 12(b)(6). (Docket No. 25.) Plaintiff has filed a statement of non-opposition to defendant's

1 motion to dismiss. (Docket No. 27.)

2 IT IS THEREFORE ORDERED that defendant's motion to  
3 dismiss be, and the same hereby is, GRANTED.

4 Plaintiff has twenty days from the date of this Order  
5 to file an amended complaint, if plaintiff can do so consistent  
6 with the court's previous Order of July 17, 2013.

7 Dated: September 30, 2013

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**WILLIAM B. SHUBB**  
10 **UNITED STATES DISTRICT JUDGE**

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