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ATTORNEY FOR DEFENDANT
 SELECT PORTFOLIO SERVICING, INC. AS ATTORNEY-IN-FACT FOR WILMINGTON
 TRUST COMPANY, SUCCESSOR TRUSTEE TO CITIBANK, N.A., AS TRUSTEE, FOR THE
 BENEFIT OF REGISTERED HOLDERS OF STRUCTURED ASSET MORTGAGE
 INVESTMENTS II TRUST 2007-AR5, MORTGAGE PASS-THROUGH CERTIFICATES, SERIES
 2007-AR5

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

ARNEL CONSTANTINO FRANCISCO and)	Case No. 2:13-cv-01195-MCE-DAD
JANETH FRANCISCO, individuals,)	
)	ORDER DISMISSING COMPLAINT
Plaintiffs,)	WITHOUT LEAVE TO AMEND
)	
vs.)	
)	
CITIBANK, NA AS TRUSTEE FOR)	
CERTIFICATEHOLDERS OF STRUCTURED)	
ASSET MORTGAGE INVESTMENTS II)	
TRUST 2007 AR5, MORTGAGE PASS-)	
THROUGH CERTIFICATES, SERIES 2005-)	
AR5 and all persons unknown, claiming any legal)	
or equitable right, title, estate, lien, or interest in)	
the property described in the complaint adverse)	
to Plaintiffs' title, or any cloud on Plaintiffs' title)	
thereto and, does 1 through 100, inclusive,)	
)	
Defendants.)	

WHEREAS, on June 13, 2013, Plaintiffs ARNEL CONSTANTINO FRANCISCO and
 JANETH FRANCISCO ("Plaintiffs") filed a Complaint in the above-referenced Court, and Defendant
 SELECT PORTFOLIO SERVICING, INC. AS ATTORNEY-IN-FACT FOR WILMINGTON
 TRUST COMPANY, SUCCESSOR TRUSTEE TO CITIBANK, N.A., AS TRUSTEE, FOR THE
 BENEFIT OF REGISTERED HOLDERS OF STRUCTURED ASSET MORTGAGE

1 INVESTMENTS II TRUST 2007-AR5, MORTGAGE PASS-THROUGH CERTIFICATES, SERIES
2 2007-AR5 ("Defendant") filed a Motion to Dismiss the Complaint on August 5, 2013;


3 WHEREAS, on September 24, 2013, this Court issued an Order granting Defendant's Motion
4 to Dismiss, and stating that if Plaintiffs did not file an amended complaint by October 25, 2013, their
5 Complaint would be dismissed without leave to amend; and
6

7 WHEREAS, as of the date of this Order, Plaintiffs have not filed an amended complaint.

8 NOW THEREFORE, IT IS HEREBY ORDERED that I

- 9 1. Plaintiffs' Complaint is Dismissed without leave to amend; and
10 2. The Clerk of the Court is directed to close this case.

11 Dated: November 12, 2013

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14 MORRISON C. ENGLAND, JR., CHIEF JUDGE
15 UNITED STATES DISTRICT COURT
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