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8 UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA
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11 KAO SAELEE, et al.,

No. 2:14-cv-02625-TLN-AC

12 Plaintiffs,

13 v.

ORDER

14 BSI FIN. SERVS., et al.,

15 Defendants.
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17 This matter was referred to the undersigned in accordance with Local Rule 302(c)(21) and
18 28 U.S.C. § 636(b)(1). Plaintiffs' complaint, filed on November 10, 2014, includes the following
19 causes of action: (1) violation of the Fair Debt Collection Practices Act (FDCPA), 15 U.S.C. §
20 1692 *et seq.*; (2) violation of the Fair Credit Reporting Act (FCRA), 15 U.S.C. § 1681 *et seq.*; (3)
21 violation of the Rosenthal Fair Debt Collection Practices Act, Cal. Civ. Code § 1688, *et seq.*; (4)
22 negligence; (5) California Consumer Credit Reporting Agency; (6) intentional infliction of
23 emotional distress; (7) declaratory judgment/lien release; (8) injunctive relief; (9) wrongful
24 foreclosure; (10) unfair or deceptive act; and (11) no contract.¹ ECF No. 1.

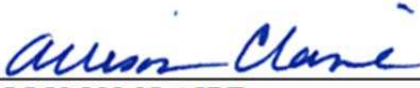
25 Before the court is plaintiffs' motion to validate filed on November 10, 2014. ECF No. 2.

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27 ¹ Plaintiffs incorrectly numbered their causes of action in two places. First, plaintiffs failed to
28 include a seventh (7) cause of action in their complaint. ECF No. 1 at 25. Second, plaintiffs
included "no contract" as their last listed cause of action, but entitled it "sixth claim for relief."
ECF No. 1 at 29.

1 Plaintiffs' motion asks the court to find that defendants are not the rightful holders of plaintiffs'
2 debt because of their violations of the FDCPA. ECF No. 2. Plaintiffs' motion also argues that
3 defendants have violated the FCRA by reporting inaccurate credit information about them and
4 asks that defendants be required to delete all inaccurate information. Id. Both causes of action
5 are discussed in plaintiffs' complaint in far more detail. ECF No. 1 at 11–20, 20–22. Further,
6 both plaintiffs' motion and their complaint request the same forms of relief. ECF No. 1 at 29–33;
7 ECF No. 2. Accordingly, the court vacates plaintiffs' motion to validate because it is duplicative
8 of their complaint.

9 Accordingly, IT IS HEREBY ORDERED that plaintiffs' motion to validate (ECF No. 2)
10 is vacated.

11 DATED: December 2, 2014

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13 ALLISON CLAIRE
14 UNITED STATES MAGISTRATE JUDGE
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