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 8 ALLY FINANCIAL INC.

9 UNITED STATES DISTRICT COURT

10 EASTERN DISTRICT OF CALIFORNIA – SACRAMENTO DIVISION

11 ALLY FINANCIAL INC., a Delaware
 12 corporation

13 Plaintiff,

14 vs.

15 MICHAEL G. PETERS, an individual,

16 Defendant.

Case No.: 2:15-cv-01522-TLN-KJN

**ORDER GRANTING PLAINTIFF
 ALLY FINANCIAL INC.'S *EX PARTE*
 APPLICATION FOR ORDER
 EXTENDING TIME FOR SERVICE OF
 SUMMONS AND COMPLAINT BY 90
 DAYS**

**LOCAL RULE 144(C)
 F.R.C.P. 4 (M) AND 6(B)**

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1 The *ex parte* application of Plaintiff, ALLY FINANCIAL INC. (“Ally”) hereby applies *ex*
2 for an order extending by 90 days from November 12, 2015 until February 11, 2016, the time for
3 Ally to serve the summons and verified complaint on defendant MICHAEL G. PETERS
4 (“Peters”) pursuant to Local Rule 144(c), F.R.C.P. 4(m) and F.R.C.P. 6(b) came on for hearing.

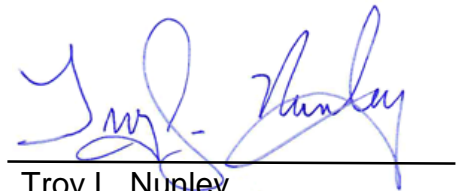
5 Based on a review of the *ex parte* application, the memorandum of points and authorities,
6 and as attested to in the declarations of Eleanor M. Roman, Rodney Nemitz, Raul Deleon,
7 Velious C. Pope, Raimundo Carvahlo and Sandra Huckaby, good cause exists to grant Ally’s
8 application and to extend the deadline. Despite diligent efforts since the Complaint was filed on
9 July 15, 2015 and the Summons was issued on July 16, 2015 to serve Peters at five different
10 addresses and attempts to locate him through his former attorneys, Ally has been unable to locate
11 and serve him. On November 5, 2015, Ally retained a private investigator to attempt to locate
12 and serve Peters.

13 Now therefore and GOOD CAUSE APPEARING:

- 14 1. Ally’s *ex parte* application is GRANTED.
- 15 2. The deadline for Ally to serve Peters with the Summons and Complaint in this
16 action and including also the Order Requiring Joint Status Report, Notice of Availability of
17 Magistrate Judge and Consent Form, and Notice of Availability of Voluntary Dispute Resolution
18 is hereby extended from November 12, 2015 until February 11, 2016.

19 IT IS SO ORDERED.

20 **Dated: November 13, 2015**



Troy L. Nunley
United States District Judge

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