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6 Attorneys for Defendants
 7 SELECT PORTFOLIO SERVICING, INC.,
 8 NATIONAL DEFAULT SERVICING
 9 CORPORATION, and US BANK, N.A., AS
 10 TRUSTEE, SUCCESSOR IN INTEREST TO
 11 BANK OF AMERICA, N.A. AS SUCCESSOR BY
 12 MERGER TO LASALLE BANK N.A., AS
 13 TRUSTEE FOR CERTIFICATEHOLDERS OF
 14 BEAR STEARNS ASSET BACKED SECURITIES
 15 I LLC, ASSET-BACKED CERTIFICATES,
 16 SERIES 2007-HE7

13 UNITED STATES DISTRICT COURT
 14 EASTERN DISTRICT OF CALIFORNIA

15 BRIAN KINDSVATER,
 16 Plaintiff,
 17 v.
 18 SELECT PORTFOLIO SERVICING, INC.,
 19 NATIONAL DEFAULT SERVICING
 20 CORPORATION, US BANK, NA, and Does 1
 through 10,
 21 Defendants.

Case No. 2:15-cv-01982-JAM-EFB
 STIPULATED REMAND
 (Sacramento Superior Court Case No. 34-
 2015-00183326)
 Complaint Filed: August 20, 2015

1 Plaintiff, on his own behalf, and Defendants Select Portfolio Servicing, Inc. (“SPS”),
2 National Default Servicing Corporation (“NDSC”), and U.S. Bank N.A., as Trustee, Successor in
3 Interest to Bank of America, N.A. as Successor by Merger to LaSalle Bank N.A., as Trustee for
4 Certificateholders of Bear Stearns Asset Backed Securities I LLC, Asset-Backed Certificates,
5 Series 2007-HE7 (the “Trust”) (collectively, “Defendants”), by and through their undersigned
6 counsel, hereby recite and stipulate, subject to the Court’s approval as provided for herein, as
7 follows:

8 RECITALS

9 1. On August 20, 2015, Plaintiff filed his Complaint in this matter styled as *Brian*
10 *Kindsvater v. Select Portfolio Servicing, Inc., National Default Servicing Corporation, US Bank,*
11 *NA*, Sacramento County Superior Court, Case No. 34-2015-00183326. Defendant SPS was
12 served with the Complaint on August 20, 2015.

13 2. On September 18, 2015, Defendants removed this action to this Court pursuant to
14 28 U.S.C. §§ 1441 and 1446.

15 3. On September 25, 2015, Defendants filed their Motion To Dismiss.

16 4. That same day, Plaintiff emailed Defendants’ counsel and informed them that
17 removal was improper because prior to Defendants’ filing of their Notice of Removal on
18 September 18, 2015, Plaintiff had filed an Amended Complaint naming additional defendants
19 whom are residents of the State of California.

20 5. At the time Defendants’ counsel filed the Notice of Removal, they were unaware
21 of the filing of an Amended Complaint.

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STIPULATIONS

Based on the foregoing, the Parties stipulate to remand of this action back to the Sacramento County Superior Court.

IT IS SO STIPULATED.

Respectfully submitted,

Dated: September 29, 2015

By: /s/ Brian Kindsvater
(as authorized on xxx)
BRIAN KINDSVATER
Pro per

Dated: September 29, 2015

By: /s/ Bryan L Hawkins
THOMAS A. WOODS
BRYAN L. HAWKINS
Attorneys for Defendants
SELECT PORTFOLIO SERVICING, INC.,
NATIONAL DEFAULT SERVICING
CORPORATION, and US BANK, N.A., AS
TRUSTEE, SUCCESSOR IN INTEREST TO
BANK OF AMERICA, N.A. AS SUCCESSOR
BY MERGER TO LASALLE BANK N.A., AS
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SECURITIES I LLC, ASSET-BACKED
CERTIFICATES, SERIES 2007-HE7

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ORDER

Upon reading the foregoing Stipulation, and good cause appearing, therefore, IT IS SO ORDERED that this action is remanded back to the Sacramento County Superior Court.

Dated: October 6, 2015

/s/ John A. Mendez
DISTRICT JUDGE JOHN A. MENDEZ