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4 IN THE UNITED STATES DISTRICT COURT
5 FOR THE NORTHERN DISTRICT OF CALIFORNIA
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7 YVONNE ZIVANIC,) Case No. 10-737 SC
8)
9 Plaintiff,) ORDER GRANTING DEFENDANTS'
10 v.) MOTION FOR ORDER EXPUNGING
11) NOTICE OF PENDENCY OF
12 WASHINGTON MUTUAL BANK, N.A.; ERIC) ACTION AND FOR ATTORNEYS'
13 DIPPEL; LISA DIPPEL; JPMORGAN) FEES AND COSTS
14 CHASE BANK, N.A.; DEUTSCHE BANK)
15 NATIONAL TRUST COMPANY; QUALITY)
16 LOAN SERVICE CORPORATION; and DOES)
17 1-50, inclusive,)
18)
19 Defendants.)
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29 The Court dismissed this case on July 27, 2010. ECF No. 22.
30 Defendants JP Morgan Chase Bank, N.A., and Deutsche Bank National
31 Trust Company (collectively, "Defendants") now seek the expungement
32 of the Notice of Pendency of Action filed by Plaintiff Yvonne
33 Zivanic ("Plaintiff") on February 19, 2010. ECF No. 29 ("Mot.").
34 Defendants also seek attorneys' fees and costs under section 405.38
35 of California's Code of Civil Procedure, which provides: "The court
36 shall direct the party prevailing on any motion under this chapter
37 be awarded reasonable attorney's fees and costs of making or
38 opposing the motion unless the court finds that the other party
39 acted with substantial justification or other circumstances make
40 the imposition of attorney's fees and costs unjust." Id.
41 Plaintiff did not file an opposition.

1 Having reviewed the papers submitted, the Court GRANTS
2 Defendants' Motion. The Court ORDERS expunged the Notice of
3 Pendency of Action recorded as Document 20615884 on February 19,
4 2010 in the office of the Santa Clara County Recorder's office.
5 The Court further ORDERS Plaintiff to pay Defendants \$670 in
6 reasonable attorneys' fees and costs.

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8 IT IS SO ORDERED.

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10 Dated: May 26, 2011

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UNITED STATES DISTRICT JUDGE

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