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File No. 20100177900549

Attorneys for Plaintiff, Norwest Financial Acceptance, Inc. dba Wells  
Fargo Financial Retail Credit, Inc.,

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION**

NORWEST FINANCIAL ACCEPTANCE,  
INC. doing business as WELLS FARGO  
FINANCIAL RETAIL CREDIT, INC., its  
successors and/or assigns,

Plaintiff,

vs.

BRAD A. ZAZZETTI, an individual; PEGGY  
SUE ZAZZETTI, an individual; MORTGAGE  
ELECTRONIC REGISTRATION SYSTEMS,  
INC., a Delaware corporation; HOUSEHOLD  
FINANCE CORPORATION OF  
CALIFORNIA, a Delaware corporation;  
ADMINISTRATOR OF THE U.S. SMALL  
BUSINESS ADMINISTRATION, an agency  
of the government of the United States of  
America, and DOES 1 through 10, inclusive,

Defendants.

CASE NO. 3:10-CV-04257-MEJ

UNLIMITED CIVIL

ASSIGNED FOR ALL PURPOSES TO:  
HON. MARIA-ELENA JAMES, ROOM B

**[REVISED PROPOSED] ORDER  
DISMISSING DEFENDANT  
ADMINISTRATOR OF THE U.S.  
SMALL BUSINESS  
ADMINISTRATION (“SBA”) AND  
REMANDING THIS ACTION TO  
THE CALIFORNIA SUPERIOR  
COURT, PURSUANT TO  
STIPULATION**

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1 All parties herein who have appeared in this action, including Defendant ADMINISTRATOR  
2 OF THE U.S. SMALL BUSINESS ADMINISTRATION (“SBA”) and Plaintiff NORWEST  
3 FINANCIAL ACCEPTANCE, INC. doing business as WELLS FARGO FINANCIAL RETAIL  
4 CREDIT, INC (“Plaintiff”), having stipulated to a dismissal of the aforesaid Defendant SBA from  
5 this action and to remand this action back to State court, and GOOD CAUSE APPEARING  
6 THEREFORE, IT IS HEREBY:  
7

8 **ORDERED THAT** Defendant ADMINISTRATOR OF THE U.S. SMALL BUSINESS  
9 ADMINISTRATION (“SBA”) is hereby dismissed from this action; and it is further

10 **ORDERED THAT** this action is remanded back to the Superior Court of the State of  
11 California for the County of Sonoma since this Court no longer has subject matter jurisdiction after  
12 the dismissal of Defendant SBA.  
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14 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

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17 Dated: February 1, 2011

18 By:



19 District Court for the  
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1 CERTIFICATE OF SERVICE

2 STATE OF TEXAS, COUNTY OF DALLAS

3  
4 I, Grace K. Everitt, declare as follows: I am employed in Dallas County, I am over the age of  
5 eighteen years and am not a party to the within entitled action; my business address is 15000  
6 Surveyor Blvd., Addison, Texas

7 I, Grace K. Everitt, hereby certify that on January 31, 2011, a true and correct  
8 copy of **[REVISED PROPOSED] ORDER DISMISSING DEFENDANT ADMINISTRATOR**  
9 **OF THE U.S. SMALL BUSINESS ADMINISTRATION ("SBA") AND REMANDING THIS**  
10 **ACTION TO THE CALIFORNIA SUPERIOR COURT, PURSUANT TO STIPULATION** was  
11 filed electronically and is available for viewing and downloading from the ECF system.

12 Unless otherwise noted herein, the following parties are deemed to have consented to  
13 electronic service of documents filed through the ECF system:

14 Plaintiff's Lawyer

15 Melinda Haag (CABN 132612)  
16 United States Attorney  
17 Joann M. Swanson (CABN 88143)  
18 Chief, Civil Division  
19 Edwin L. Joe (CABN 112328)  
20 Special Assistant U.S. Attorney  
21 455 MARKET STREET, SUITE 600  
22 SAN FRANCISCO, CA 94105  
23 T: 415-744-8494/ F: 415-744-9812  
24 Email: Edwin.joe@sba.gov

25 Email: Edwin.joe@sba.gov

26 I, Grace K. Everitt, hereby certify that on January 31, 2011, a true and correct copy  
27 of **[REVISED PROPOSED] ORDER DISMISSING DEFENDANT ADMINISTRATOR OF**  
28 **THE U.S. SMALL BUSINESS ADMINISTRATION ("SBA") AND REMANDING THIS**  
ACTION TO THE CALIFORNIA SUPERIOR COURT, PURSUANT TO STIPULATION was  
mailed to the following interested parties by USPS regular mail, prepaid, addressed as follows:

29 Brad A. Zazzetti  
30 10883 Old River Rd.  
31 Forestville, CA 95436

32 Peggy Sue Zazzetti  
33 10883 Old River Rd.  
34 Forestville, CA 95436

35 Mortgage Electronic Registration Systems, Inc.  
36 Attn: Registered Agent  
37 3300 SW 34<sup>th</sup> Ave., Suite 101

38 Household Finance Corporation of California  
39 CT Corporation System  
40 818 West Seventh Street

1. Ocala, FL 34474

Los Angeles, CA 90017

2 I am "readily familiar" with the firm's practice of collection and processing of correspondence  
3 for mailing. Under that practice, it would be deposited with the U.S. Postal Service on that same day  
4 with postage thereon fully prepaid at Dallas, Texas, in the ordinary course of business. I am aware that  
5 on motion of the party served, service is presumed invalid if postal cancellation date or postage meter  
6 date is more than one day after the date of deposit for mailing affidavit/declaration.

7 I declare under penalty of perjury under the laws of the United States of California that the  
8 above is true and correct.

9 Executed on January 31, 2011, at Dallas, Texas.



10 s/Grace K. Everitt  
11 Grace K. Everitt  
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