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 6 division of Wells Fargo Bank, N.A, successor by  
 merger to Wells Fargo Bank Southwest, N.A., f/k/a  
 7 Wachovia Mortgage, FSB, f/k/a World Savings  
 Bank, FSB (sued as Wachovia Mortgage, FSB and  
 8 Wells Fargo Bank, N.A.) (“Wells Fargo”)

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13 Attorneys for Plaintiff

14 UNITED STATES DISTRICT COURT  
 15 NORTHERN DISTRICT OF CALIFORNIA  
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17 CYNTHIA M. CHANG,  
 18 Plaintiffs,  
 19 v.  
 20 WACHOVIA MORTGAGE, FSB, a national  
 21 association; WELLS FARGO BANK, N.A., a  
 national association; and DOES 1 through 50,  
 22 inclusive,  
 23 Defendants.

CASE NO.: 3:11-CV-01951-SC  
 The Honorable Samuel Conti

**ORDER DISMISSING SECOND, THIRD,  
 FOURTH, AND FIFTH CLAIMS FOR  
 RELIEF**

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1 Based on the stipulation entered into by and between plaintiff Cynthia Chang and defendant  
2 Wachovia Mortgage, a division of Wells Fargo Bank, N.A, successor by merger to Wells Fargo  
3 Bank Southwest, N.A., f/k/a Wachovia Mortgage, FSB, f/k/a World Savings Bank, FSB (sued as  
4 Wachovia Mortgage, FSB and Wells Fargo Bank, N.A.) (“Wells Fargo”) through their counsel of  
5 record, and good cause appearing, IT IS ORDERED:

6 1. Pursuant to Fed. R. Civ. P. 41(b), the second claim for fraud, misrepresentation, and  
7 reckless disregard and fourth claim for violation of California Business and Professions Code  
8 Section 17200 are dismissed with prejudice.

9 2. Wells Fargo shall file and serve its answer to the First Amended Complaint on or  
10 before December 22, 2011.

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12 DATED: 12/8/11



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CERTIFICATE OF SERVICE

I, the undersigned, declare that I am over the age of 18 and am not a party to this action. I am employed in the City of Pasadena, California; my business address is Anglin, Flewelling, Rasmussen, Campbell & Trytten LLP, 199 S. Los Robles Avenue, Suite 600, Pasadena, California 91101-2459.

On December 8, 2011, I served a copy of the foregoing document entitled:

**ORDER DISMISSING SECOND, THIRD, FOURTH, AND FIFTH CLAIMS FOR RELIEF**

on the interested parties in said case as follows:

**Served Electronically Via the Court's CM/ECF System**

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*Attorneys for*  
*Plaintiff Cynthia Chang*

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. I declare that I am employed in the office of a member of the Bar of this Court, at whose direction the service was made. This declaration is executed in Pasadena, California on **December 8, 2011**.

Kimberly Wooten

/s/ Kimberly Wooten

\_\_\_\_\_  
(Type or Print Name)

\_\_\_\_\_  
(Signature of Declarant)