

United States District Court  
For the Northern District of California

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IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

RICHARD A. FRUSTERE,

Plaintiff,

v.

WELLS FARGO BANK, N.A., BRENDAN  
MURPHY, individually and as trustee of the  
MURPHY FAMILY TRUST, and DOES 1 TO  
100,

Defendants.

No. C 11-6395 MMC

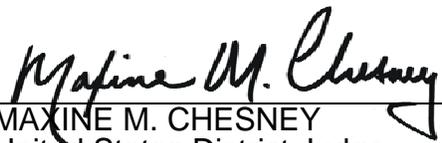
**ORDER VACATING HEARING ON  
DEFENDANT WELLS FARGO BANK,  
N.A.'S MOTION TO DISMISS**

Before the Court is defendant Wells Fargo Bank, N.A.'s Motion to Dismiss, filed January 10, 2012. Pursuant to the Civil Local Rules of this District, opposition was due no later than January 24, 2012. See Civil L. R. 7-3(a) (providing opposition to motion must be served and filed no later than 14 days after the motion is served and filed). To date, no opposition has been filed.

Accordingly, the Court deems the matter submitted on the moving papers and hereby VACATES the hearing scheduled for February 24, 2012.

**IT IS SO ORDERED.**

Dated: February 8, 2012

  
MAXINE M. CHESNEY  
United States District Judge