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5 **UNITED STATES DISTRICT COURT**
6 **NORTHERN DISTRICT OF CALIFORNIA**
7 **SAN FRANCISCO DIVISION**

8 ANTHONY HALDER and ARPA HALDER,

9 Plaintiffs,

10 v.

11 PENNY MAC LOAN SERVICES, LLC, and
12 others

13 Defendants.

Case No. 12-cv-05757 NC

ORDER TO SHOW CAUSE

Re: Dkt. No. 1

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15 Plaintiffs bring this action against defendants for slander of title, wrongful
16 foreclosure, and violations of California Civil Code §§ 2923.5 and 17200. Dkt. No. 1.
17 Plaintiffs invoke federal jurisdiction under 28 U.S.C. § 1332(a)(1) on the basis of diversity
18 of citizenship. As the complaint alleges that Plaintiffs are citizens of the same state
19 (California) as one of the named defendants, Penny Mac Loan Services, LLC, and the
20 claims in the complaint arise exclusively out of state law, the Court lacks subject matter
21 jurisdiction over this action. Accordingly, by December 10, 2012, Plaintiffs must show
22 cause in writing why this action should not be dismissed for lack of subject matter
23 jurisdiction. Also by December 10, Plaintiffs must consent to or decline the jurisdiction of
24 a United States Magistrate Judge. A consent/decline form is attached.

25 IT IS SO ORDERED.

26 Date: November 26, 2012

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Nathanael M. Cousins
United States Magistrate Judge

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