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2
3 IN THE UNITED STATES DISTRICT COURT
4 FOR THE NORTHERN DISTRICT OF CALIFORNIA
5

6
7 LOUDEN LLC,

No. C 13-0612 SI

8 Plaintiff,

**CORRECTED ORDER REMANDING
ACTION TO CONTRA COSTA COUNTY
SUPERIOR COURT**

9 v.

10 GARY MILANO, BILL MARTIN and MARY
MARTIN,

11 Defendants.
_____ /

12
13 Currently before the Court is plaintiff's third motion to remand, ex parte application for an order
14 shortening time to hear same, and the application of defendants Bill and Mary Martin to proceed in
15 forma pauperis.

16 This is the third time this unlawful detainer action (Case No. PS 12-0800, Contra Costa County
17 Superior Court) has been removed from state court.¹ It was previously remanded for lack of federal
18 jurisdiction by Judge Seeborg (No. C 12-4548 RS) and Judge Armstrong (No. C 12-5972 SBA). This
19 is the same complaint and it still lacks federal jurisdiction.

20 Accordingly, this action is REMANDED to the Superior Court for Contra Costa County. All
21 pending motions are DENIED as moot.

22 **IT IS SO ORDERED.**

23 Dated: March 14, 2013



24
25 _____
SUSAN ILLSTON
United States District Judge

26
27 _____
28 ¹ The underlying complaint for unlawful detainer named Gary Milano and Bill Martin as
defendants. This removal was filed by Bill Martin and Mary Martin only. Were removal otherwise
proper, which it is not, it would be rendered improper by defendants' failure to join all defendants in
removal. Further, defendants neglected to file a copy of the unlawful detainer complaint with their
notice of removal.