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UNITED STATES DISTRICT COURT
For the Northern District of California

UNITED STATES DISTRICT COURT
Northern District of California
San Francisco Division

U.S. BANK TRUST N.A., AS TRUSTEE
FOR VOLT ASSET HOLDINGS NPL3,

No. C 13-01304 LB

Plaintiff,

**ORDER (1) CONTINUING THE
INITIAL CASE MANAGEMENT
CONFERENCE AND (2) DIRECTING
PLAINTIFF TO FILE A MOTION TO
REMAND**

v.

MARCOS SANDOVAL, CECILIA
ACOSTA, and DOES 1 to 6, inclusive,

Defendant.

Defendants Marcos Sandoval and Cecilia Acosta removed this unlawful detainer action from state court to this court on March 22, 2013 and filed for leave to proceed *in forma pauperis*. Notice of Removal, ECF No. 1; Motions for Leave to Proceed *In Forma Pauperis*, ECF Nos. 3 and 4.¹ Since then, the Defendants have done nothing. *See generally* Docket. On June 20, 2013, Plaintiff U.S. Bank Trust N.A. (“U.S. Bank”) filed a Case Management Statement arguing that the court lacks jurisdiction over this case and should remand it back to state court. *See* ECF No. 12. U.S. Bank failed to notice or file a motion, a memorandum of law, or any evidentiary support for that contention. Case Management Statement, ECF No. 12.

This court has previously explained to U.S. Bank’s counsel (in very similar circumstances) that

¹ Citations are to the Electronic Case File (“ECF”) with pin cites to the electronic page number at the top of the documents.

1 if he wants relief for his clients, he must ask for it in the form required by the local rules. *See* Order,
2 *U.S. Bank, N.A. v. Medina-Gonzalez*, No. C 12-04991 LB, ECF No. 16. The court has generated a
3 standard order, and it is easy to copy it. Accordingly, if U.S. Bank wants the court to address the
4 issue it raises, the court **DIRECTS** it to file and serve, in accordance with Civil Local Rule 7, a
5 noticed motion to remand based on a lack of subject-matter jurisdiction.

6 Because only U.S. Bank has consented to the undersigned's jurisdiction, *see* ECF No. 10, and to
7 allow sufficient time for U.S. Bank to move for the relief it seeks, the court **CONTINUES** the June
8 27, 2013 initial case management conference to September 12, 2013 at 10:30 a.m. in Courtroom C,
9 15th Floor, United States District Court, 450 Golden Gate Avenue, San Francisco, California,
10 94102.

11 **IT IS SO ORDERED.**

12 Dated: June 24, 2013

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15 LAUREL BEELER
16 United States Magistrate Judge
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