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

THERESA SCHOENBART,
Plaintiff,

No. C 16-00070 WHA

v.

**ORDER RE MOTIONS TO
DISMISS**


JPMORGAN CHASE BANK, N.A.;
CALIBER HOME LOANS, INC.,
Defendants.

For the reasons stated on the record at today’s oral argument, defendant JPMorgan Chase Bank, N.A., is hereby **DISMISSED WITHOUT PREJUDICE**. By **NOON ON APRIL 14, 2016**, plaintiff shall file an amended complaint, naming U.S. Bank Trust, N.A., as a defendant. Defendants shall respond to the amended complaint in accordance with the Federal Rules of Civil Procedure.

By **NOON ON APRIL 4, 2016**, plaintiff’s counsel shall submit a letter affirming that they have spoken with their client, that she has the ability to make monthly mortgage payments, and shall state the amount she could realistically pay on a monthly basis. Depending on plaintiff’s ability to pay, the undersigned judge will consider referring this case to early mediation with the foreclosure ADR unit.

IT IS SO ORDERED.

Dated: March 31, 2016.



WILLIAM ALSUP
UNITED STATES DISTRICT JUDGE

United States District Court
For the Northern District of California