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United States District Court
For the Northern District of California

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

DUKE PARTNERS, LLC,

Plaintiff,

No. C 17-00085 WHA

v.

ROBERT M. OLIVAN, DIANA LARAE
OLIVAN, and DOES 1 to 16,


Defendants.

**ORDER ADOPTING REPORT
AND RECOMMENDATION
AND REMANDING ACTION**

The Court is in receipt of the report and recommendation by Judge Donna Ryu (Dkt. No. 9). The deadline to object was February 9. No objection was filed. This order **ACCEPTS** and **ADOPTS** the findings therein. The above-titled unlawful-detainer action is **REMANDED** for lack of subject-matter jurisdiction. Both defendant's application to proceed *in forma pauperis* and plaintiff's motion to remand are **DENIED** as moot.

IT IS SO ORDERED.

Dated: February 15, 2017.



WILLIAM ALSUP
UNITED STATES DISTRICT JUDGE