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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA – OAKLAND DIVISION

CHRISTOPHER J. SOLBERG,	)	Case No. 4:10-cv-04600-SBA
	)	
Plaintiff,	)	[Assigned to the Honorable Sandra B. Armstrong]
	)	
v.	)	
	)	<b>ORDER GRANTING WACHOVIA'S APPLICATION FOR LEAVE TO FILE SUR REPLY</b>
NDEx West, L.L.C.; WACHOVIA MORTGAGE; WELLS FARGO BANK, FSB; and DOES 1 through 20, inclusive,	)	
	)	<u>Hearing:</u>
Defendants.	)	Date: <del>May 3, 2011</del>
	)	Time: 1:00 p.m.
	)	Ctrm: 1

Having read and considered the foregoing application, and good cause appearing:

**IT IS HEREBY ORDERED:**

1. That defendant Wachovia is granted leave to file a sur reply concerning the subject of remand, limited to the narrow issue of the citizenship of Wells Fargo Bank, N.A., in light of the decision in *Saberi v. Wells Fargo Home Mortg.*, 2011 U.S. Dist. LEXIS 5286 (S.D. Cal. Jan. 20, 2011). This sur reply must be filed by February 14, 2011.

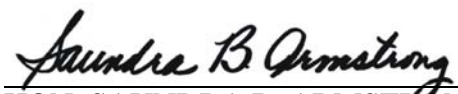
2. To accommodate the additional briefing, the hearing on the pending motions currently scheduled for February 15, 2011, is CONTINUED to **March 1, 2011 at 1:00 p.m.** The Court may resolve the motions without a hearing. Civ. L.R. 7-1(b). The parties are advised to check the Court's website to determine whether an appearance is necessary.

ORDER GRANTING LEAVE  
TO FILE SUR REPLY  
CASE NO. 4:10-CV-04600-SBA

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IT IS SO ORDERED.

Dated: February 8, 2011



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HON. SAUNDRA B. ARMSTRONG  
UNITED STATES DISTRICT JUDGE

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

6 SOLBERG et al,

7 Plaintiff,

8 v.

9 NDEX WEST, LLC. et al,

10 Defendant.  
\_\_\_\_\_ /

11 Case Number: CV10-04600 SBA

12 **CERTIFICATE OF SERVICE**

13  
14 I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S. District Court,  
15 Northern District of California.

16 That on February 8, 2011, I SERVED a true and correct copy(ies) of the attached, by placing said  
17 copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by depositing said  
18 envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery receptacle located in  
19 the Clerk's office.

20 Christopher J. Solberg  
21 1966 Mohawk Drive  
22 Pleasant Hill, CA 94523

23 Dated: February 8, 2011

24 Richard W. Wieking, Clerk

25 LISA R CLARK, Deputy Clerk

26 By:

27  
28  
ORDER GRANTING LEAVE  
TO FILE SUR REPLY  
CASE NO. 4:10-CV-04600-SBA

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