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7 Attorneys for Plaintiff, **ONEWEST BANK, FSB AS PURCHASER OF CERTAIN ASSETS OF**
8 **FIRST FEDERAL BANK OF CALIFORNIA FROM THE FEDERAL DEPOSIT INSURANCE**
9 **CORPORATION, ACTING AS RECEIVER**

10 **UNITED STATES DISTRICT COURT**

11 **NORTHERN DISTRICT OF CALIFORNIA, OAKLAND DIVISION**

12 ONEWEST BANK, FSB AS PURCHASER OF)
13 CERTAIN ASSETS OF FIRST FEDERAL)
14 BANK OF CALIFORNIA FROM THE FEDERAL)
15 DEPOSIT INSURANCE CORPORATION,)
16 ACTING AS RECEIVER,)

Case No.: 4:11-CV-03533-SBA

State Case No.: 10UD9041

ORDER

Plaintiff,

vs.

14 MICHAEL D. COHEN, HOWARD FULTZ,)
15 TONY PEREZ, MARIA PEREZ; and DOES 1 to)
16 20, inclusive,)

Defendants.

JUDICIAL OFFICER: HON. SANDRA
BROWN ARMSTRONG

17
18 On August 25, 2011, Plaintiff filed an ex parte motion to remand this action. The Court
19 finds that Defendants should be given an opportunity to respond to Plaintiff's motion.
20 Accordingly,

21 IT IS HEREBY ORDERED THAT Plaintiff's ex parte motion to remand is DENIED without
22 prejudice. Plaintiff shall file by no later than ten (10) days from the date of this order Plaintiff's
23 motion to remand, which Plaintiff shall notice for the next available hearing date.

24
25 Dated: 8/31/11

26 
UNITED STATES DISTRICT JUDGE

1 UNITED STATES DISTRICT COURT
2 FOR THE
3 NORTHERN DISTRICT OF CALIFORNIA

4 ONEWEST BANK,

5 Plaintiff,

6 v.

7 TONY PEREZ et al,

8 Defendant.

Case Number: CV11-03533 SBA

CERTIFICATE OF SERVICE

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

11 That on August 31, 2011, I SERVED a true and correct copy(ies) of the attached, by placing said copy(ies)
12 in a postage paid envelope addressed to the person(s) hereinafter listed, by depositing said envelope in
13 the U.S. Mail, or by placing said copy(ies) into an inter-office delivery receptacle located in the Clerk's
14 office.

15 Maria Perez
16 4492 Hartvickson Lane
17 Valley Springs, CA 95252

18 Tony Perez
19 4492 Hartvickson Lane
20 Valley Springs, CA 95252

21 Dated: August 31, 2011

Richard W. Wieking, Clerk
By: LISA R CLARK, Deputy Clerk