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3 UNITED STATES DISTRICT COURT  
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5 NORTHERN DISTRICT OF CALIFORNIA  
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7 GABRIELA SATMAREAN,

8 Plaintiff,

9 vs.

10 PHILIPS CONSUMER LUMINARIES, NA,  
11 *et al.*,

12 Defendants.

Case No.: 13-CV-02778-YGR


**REMAND ORDER**

13 On November 22, 2013, the Court issued an Order Denying Defendant Scott Rosenberg's  
14 Motion to Dismiss the Complaint for Lack of Personal Jurisdiction and/or for Insufficient Service of  
15 Process. (Dkt. No. 39.) In that order, the Court required Mr. Rosenberg to file a notice regarding  
16 whether he joins in Defendant Philips Consumer Luminaries, NA's removal of this action to federal  
17 court. *See Destfino v. Reiswig*, 630 F.3d 952, 956–57 (9th Cir. 2011) (while all properly-served  
18 defendants must join in a petition for removal, “[i]f this is not true when the notice of removal is filed,  
19 the district court may allow the removing defendants to cure the defect by obtaining joinder of all  
20 defendants prior to the entry of judgment”).

21 In response to the Court's order, Defendant Rosenberg has filed a Notice of Non-Joinder in  
22 Removal to Federal Court, stating that he “does not join in the removal of this action to federal court.”  
23 (Dkt. No. 40 (emphasis in original).) Because all Defendants in this action do not join in the notice of  
24 removal, this action is hereby **REMANDED** to the Superior Court of California, County of Contra  
25 Costa. The Clerk of this Court is further ordered to forward certified copies of this Order and all  
26 docket entries to the Clerk of the Contra Cost County Superior Court.

27 **IT IS SO ORDERED.**  
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Date: December 4, 2013

  
YVONNE GONZALEZ ROGERS  
UNITED STATES DISTRICT COURT JUDGE

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