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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

CLINT CARLEY and KRISTAL CARLEY,

Plaintiff,

No. C 14-03147 JSW

v.

WELLS FARGO BANK ET AL,

Defendant.

**ORDER REQUIRING FURTHER
BRIEFING AND VACATING
HEARING**

In the pending motion to dismiss Plaintiffs' complaint, Wells Fargo contends that each of Plaintiffs' claims are preempted by the Home Owners' Loan Act of 1933, 12 U.S.C. §§ 1461, *et seq.* ("HOLA"). Plaintiffs fail to respond to this contention in their opposition. Accordingly, the Court **HEREBY ORDERS** Plaintiffs to file a responsive brief by no later than September 19, 2014, not to exceed five pages addressing Defendant's HOLA preemption argument. The hearing on the motion currently set for September 12, 2014 is **HEREBY VACATED** and may be reset by further order, if necessary.

IT IS SO ORDERED.

Dated: September 8, 2014



JEFFREY S. WHITE
UNITED STATES DISTRICT JUDGE

