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10 **UNITED STATES DISTRICT COURT**
11 **NORTHERN DISTRICT OF CALIFORNIA – SAN JOSE DIVISION**

12 FRED NELLI,
13 Plaintiff,
14 v.
15 FNE MORTGAGE et. al.
16 Defendants.

) **Case No.: C08-03342 JW**

) **PLAINTIFF'S REQUEST TO DISMISS**
) **WITHOUT PREJUDICE; [Proposed]**
) **ORDER]**

) **Case Removed: July 10, 2008**

17 **TO THE HONORABLE JAMES WARE:**

18 Plaintiff FRED NELLI seeks to dismiss his case without prejudice against Defendants
19 FNE Mortgage, a Massachusetts corporation doing business in California as 1st New England
20 Mortgage Corporation, a.k.a. First New England Mortgage Corporation.
21

22 Date: November __, 2008

LAW OFFICES OF
SALLY A. WILLIAMS

23 /s/ Sally A Williams
24 Sally A. Williams, Esq
25 Attorneys for Plaintiff
26 **FRED NELLI**
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ORDER

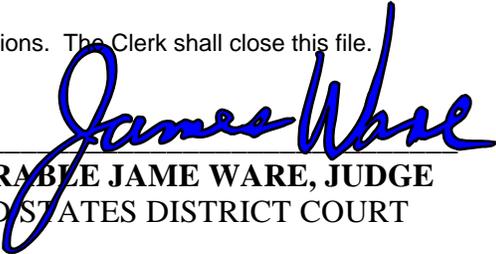
The Court hereby orders that:

The matter of *FRED NELLI v FNE MORTGAGE, et. al.*, , United States District Court – Northern District, San Jose Division, case number **C08-03342 JW**, is hereby dismissed without prejudice as to Defendants FNE Mortgage, a Massachusetts corporation doing business in California as 1st New England Mortgage Corporation, a.k.a. First New England Mortgage Corporation.

IT IS SO ORDERED.

The Court terminates all pending deadlines, hearings and motions. The Clerk shall close this file.

Date: November 12, 2008



HONORABLE JAME WARE, JUDGE
UNITED STATES DISTRICT COURT