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15 Attorneys for "Cross-Defendant" and  
 16 Third-Party Plaintiff THE ESCROW FORUM



17 **UNITED STATES DISTRICT COURT**  
 18 **NORTHERN DISTRICT OF CALIFORNIA-- SAN JOSE DIVISION**

19 BERNARDO REYES,

20 Plaintiff,

21 v.

22 PREMIER HOME FUNDING, INC., a  
 23 California corporation; WORLD SAVINGS  
 24 BANK, FSB; WACHOVIA BANK, N.A.; AND  
 25 JOEL MADERA CANDELARIO,

26 Defendants.

27 WACHOVIA MORTGAGE, FSB,

28 Cross-claimant,

v.

THE ESCROW FORUM, a California  
 corporation,

Cross-defendant.

Case No. C08 04606 JW

[Hon. James Ware, District Judge]

**NOTICE OF DISMISSAL WITHOUT  
 PREJUDICE OF CLAIMS OF THE  
 ESCROW FORUM AGAINST RAFAEL  
 MONTEJANO**

1  
2 THE ESCROW FORUM, a California  
3 corporation,

4 Third-Party Plaintiff,

5 v.

6 PREMIER HOME FUNDING, INC., a  
7 California corporation; JOEL MADERA  
8 CANDELARIO, an individual; G.M.  
9 CANDELARIO, an individual; and RAFAEL  
10 MONTEJANO, an individual,

11 Third-Party Defendants.

12  
13 WACHOVIA MORTGAGE, a division of  
14 WELLS FARGO BANK, N.A.

15 Third-Party Plaintiff,

16 v.

17 SATISH STEPHEN DASS, a.k.a. SATISH  
18 DASS, an individual; CHIRAG PATEL, an  
19 individual; PREMIER HOME FUNDING,  
20 INC., a California corporation; PREMIER  
21 GROUP LENDING, a sole proprietorship or  
22 partnership; DAVID GRADSTEIN, an  
23 individual; JOEL CANDELARIO, an  
24 individual; RAFAEL MONTEJANO, an  
25 individual; GUADALUPE MONTOYA  
26 CANDELARIO, a.k.a. G.M. CANDELARIO,  
27 an individual; and ROES 1-25,

28 Third-Party Defendants.

1           “Cross-Defendant”<sup>1</sup> and Third-Party Plaintiff The Escrow Forum hereby dismisses *without*  
2 *prejudice* all claims it has asserted in this action against Rafael Montejano, who has not appeared in this  
3 action.<sup>2</sup>

4           This dismissal is made pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(i).

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6  
7 DATED: June 25, 2010

**KARLIN LAW OFFICES**

**LAW OFFICES OF REX T. REEVES**

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9  
10 By:     /s/ Rex T. Reeves    

11 Rex T. Reeves

12 Attorneys for “Cross-Defendant” and Third Party Plaintiff  
13 THE ESCROW FORUM  
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26 <sup>1</sup> The term “Cross-Defendant” is in quotation marks because Wachovia Mortgage used this term,  
27 incorrectly, when it named The Escrow Forum in this action.

28 <sup>2</sup> To avoid any confusion, this dismissal applies to the claims asserted by The Escrow Forum against  
Rafael Montejano in the “Cross-Claim” filed by The Escrow Forum on March 24, 2010 and in the  
“Third Party Complaint” filed by The Escrow Forum on March 25, 2010 (which superseded the March  
24, 2010 filing).