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8 Attorneys for Defendants
 9 VERICREST FINANCIAL, INC., successor-in-interest to
 10 THE CIT GROUP/CONSUMER FINANCING, INC.,
 11 erroneously named as THE CIT GROUP

12 **UNITED STATES DISTRICT COURT**
 13 **NORTHERN DISTRICT OF CALIFORNIA**
 14 **SAN JOSE DIVISION**

15 JUAN JOSE RODRIGUEZ,
 16 JUAN ARIAS CARLOS RODRIGUEZ
 17
 18 Plaintiffs,

19 v.

20 AMERICAN PRIME FUNDING, BANK
 21 UNITED, FSB., THE CIT GROUP, NAZ
 22 DYLAN FONTILEA, JOEL VALENCIA,
 23 WILLIAM PASCUAL, GMAC MORTGAGE,
 24 SERGIO ALVAREZ, M&R CONTEMPORARY
 25 SOLUTIONS, INC., ALLIANCE TITLE
 26 COMPANY, AND DOES 1-50.
 27
 28 Defendants.

) CASE NO. 1-09-CV-01127 JF
)
) Honorable Jeremy Fogel
)
) **[PROPOSED] ORDER GRANTING**
) **STIPULATION FOR DISMISSAL WITH**
) **PREJUDICE AS TO THE CIT**
) **GROUP/CONSUMER FINANCING,**
) **INC., ERRONEOUSLY NAMED AS THE**
) **CIT GROUP, AND ITS SUCCESSOR-IN-**
) **INTEREST, VERICREST FINANCIAL,**
) **INC.**
)
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)

29 Upon consideration of the Stipulation for Dismissal with Prejudice between Plaintiffs Juan
 30 Jose Rodriguez and Juan Carlos Arias Rodriguez (collectively, "Plaintiffs") and defendant Vericrest
 31 Financial, Inc., successor-in-interest to The CIT/Group Consumers Financing, Inc., erroneously
 32 named as The Cit Group, and for good cause having been shown, IT IS HEREBY ORDERED that

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1 the Complaint shall be dismissed with prejudice, with each party to bear its own costs and attorney
2 fees, as to The CIT Group/Consumer Financing, Inc., erroneously named as The CIT Group, and its
3 successor-in-interest Vericrest Financial, Inc.

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5 DATED: 7/16/09


6 The Honorable Jeremy Fogel
7 United States District Judge

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