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**\*\*E-filed 05/10/2010\*\***

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

NOEMI DIAZ

No. C 09-1761 RS

Plaintiff,

v.

**ORDER GRANTING MOTION FOR  
LEAVE TO AMEND**

MANN BRACKEN, LLP,

Defendant.

In this action under the Fair Debt Collection Practices Act, 15 U.S.C. §1692, plaintiff seeks leave to amend to name Asset Acceptance, LLC as an additional defendant. Asset Acceptance allegedly is the principal on whose behalf defendant Mann Bracken, LLP acted in undertaking the collection activities described in the complaint. No opposition to the motion has been filed. Pursuant to Civil Local Rule 7-1(b), this matter is appropriate for disposition without oral argument. Good cause appearing, the motion is granted.

Plaintiff previously submitted a stipulation relating to a settlement with the receiver now representing Mann Bracken. The parties' intentions as to when or if judgment was to be entered under that stipulation were unclear. Before the Court could act on the stipulation, it was advised

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that the stipulation had been submitted erroneously. Accordingly, the Court intends to take no further action regarding it.

Dated: 05/10/2010

  
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RICHARD SEEBORG  
UNITED STATES DISTRICT JUDGE