

United States District Court  
For the Northern District of California

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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

NORLITO SORIANO,	)	Case No.: 09-CV-02415-LHK
	)	
Plaintiff,	)	
v.	)	
	)	ORDER SETTING BRIEFING
COUNTRYWIDE HOME LOANS, INC.,	)	SCHEDULE REGARDING
SOLIDHOMES FUNDING, MANUEL	)	PLAINTIFF’S EX PARTE
CHAVEZ, MARK FLORES, SOLIDHOMES	)	APPLICATION FOR CLARIFICATION
ENTERPRENEURS, INC., BANK OF	)	
AMERICA CORP., AND DOES 5-100,	)	
	)	
Defendants.	)	
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The Court recently issued an Order granting-in-part and denying-in-part Defendants’ Motion for Summary Judgment. See Dkt. No. 59. In the Order, the Court found that Plaintiff’s Truth In Lending Act (TILA) claim for damages was time-barred. On April 13, 2011, Plaintiff filed an *ex parte* application for clarification regarding using the asserted TILA violation as a basis for stating a claim under California’s Unfair Competition Law (UCL). In the application, Plaintiff states that he “does not seek damages under the UCL because the California Supreme Court has interpreted the statute as not providing for them.”

The Court sets the following briefing schedule:

By Monday, April 18, 2011, Plaintiff shall submit a supplemental brief identifying with particularity what injunctive or restitutionary relief he claims as a remedy for the alleged UCL violation based on an alleged TILA violation.

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By Thursday, April 21, 2011, Defendants shall file any opposition.

By Monday, April 25, Plaintiff shall file any reply.

This matter will not be set for hearing unless the Court orders it.

The case schedule remains as set.

**IT IS SO ORDERED.**

Dated: April 14, 2011

  
LUCY H. KOH  
United States District Judge