

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

LAURA GEN\$,) Case No.: 12-CV-05947-LHK
Plaintiff,) Related Case No.: 10-CV-01073-LHK
v.) ORDER REGARDING PENDING
CAL-WESTERN RECONVEYANCE) MOTIONS
CORPORATION, WELLS FARGO, and)
DOES 1-20, inclusive,)
Defendants.)

On October 24, 2012, Plaintiff Laura Gens (“Plaintiff” or “Ms. Gens”), proceeding pro se, brought this action against Defendants Wells Fargo (“Wells Fargo”) and Cal-Western Reconveyance Corporation (“Cal-Western”) (collectively “Defendants”) in connection with the default and foreclosure proceedings on her property located at 4141 Old Trace Road, Palo Alto, California. Currently pending before the Court are three motions: (1) Wells Fargo’s Motion to Dismiss, ECF No. 10; (2) Cal-Western’s Motion for Joinder, ECF No. 13; and (3) Plaintiff’s Motion to Remand, ECF No. 14.

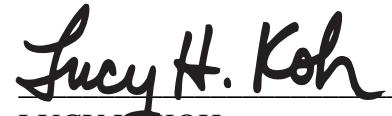
On June 25, 2013, EC Closing Corp., formerly Cal-Western, filed for bankruptcy under Chapter 11 of the United States Bankruptcy Code for the District of Delaware, Case No. 13-11619. Accordingly, all proceedings against it—including the Motion to Remand and the Motion for Joinder—are STAYED pursuant to 11 U.S.C. § 362. See ECF No. 46.

1 On July 8, 2013, Plaintiff filed a notice of voluntarily dismissal against defendant Wells
2 Fargo without prejudice.¹ ECF No. 48. Accordingly, the Court DENIES as moot Wells Fargo's
3 Motion to Dismiss.

4 The hearing and case management conference currently set for July 11, 2013, is hereby
5 VACATED. The Clerk shall close the file as to Defendant Wells Fargo and administratively close
6 the file as to Defendant Cal-Western/EC Closing Corp.

7 **IT IS SO ORDERED.**

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9 Dated: July 8, 2013


LUCY H. KOH
United States District Judge

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27 ¹ Although Plaintiff's Notice of Voluntary Dismissal is dated December 19, 2012, the Court notes
28 that the Notice was filed on July 8, 2013, and the Certificate of Service is dated July 8, 2013. See
ECF No. 48. Accordingly, the Court construes this Notice of Voluntary Dismissal based on the
date that it was actually filed—July 8, 2013.