

United States District Court
For the Northern District of California

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E-FILED on 10/28/10

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

PHU VAN NGUYEN and HAI THI NGUYEN,
Plaintiffs,
v.
BAC HOME LOAN SERVICING, LP, BANK
OF AMERICA, and RECONTRUST
COMPANY,
Defendants.


No. C-10-01712 RMW

ORDER VACATING HEARING ON
MOTION TO DISMISS AS MOOT

[Re Docket No. 46]

On September 30, 2010, defendant Edward DeMarco moved to be dismissed as a defendant from this action for lack of service. On October 18, 2010, plaintiffs filed a First Amended Complaint, in which Edward DeMarco is no longer named as a defendant. The court therefore vacates the hearing on the motion to dismiss as moot because defendant Edward DeMarco has been voluntarily dismissed.

DATED: 10/28/10


RONALD M. WHYTE
United States District Judge