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 Plaintiffs

11
 12 UNITED STATES DISTRICT COURT
 13 NORTHERN DISTRICT OF CALIFORNIA
 14

15 LARRY BUSCH, KAREN BUSCH,
 16 Plaintiffs,

17 vs.

18 CITIMORTGAGE, INC., AMERICAN HOME
 MORTGAGE SERVICING, INC., LITTON
 19 LOAN SERVICING, L.P., MTGLQ INVESTORS,
 L.P., DOES 1 through 50, all persons unknown,
 20 claiming any legal or equitable right, title, estate,
 21 lien, or interest in the real property described in the
 complaint adverse to Plaintiff's title or any cloud
 on Plaintiff's title thereto,
 22 Defendants.
 23

Case No.: 5:11-CV11-03192 EJD

**STIPULATION REGARDING
 DISMISSAL OF DEFENDANTS
 LITTON LOAN SERVICING LP AND
 MTGLQ INVESTORS, LP**

24 Plaintiffs Larry Busch and Karen Bush and defendants Litton Loan Servicing LP ("Litton")
 25 and MTGLQ Investors, LP ("MTGLQ"), through their respective counsel, stipulate as follows:

RECITALS

26
 27 1. Plaintiffs obtained a loan secured by real property at 587 Twin Pines Drive, Scotts
 28 Valley, California ("Property") in April 2007 ("Loan"). Plaintiff's lender was Residential

1 Mortgage Capital. A deed of trust securing the Loan was recorded in the Official Records of Santa
2 Cruz County on April 19, 2007.

3 2. Effective October 30, 2010, Litton began servicing the Loan. Litton acquired the
4 servicing rights from Citimortgage, Inc.

5 3. Effective December 1, 2010, Litton transferred the servicing of the loan to
6 American Home Mortgage Servicing, Inc.

7 4. Effective October 25, 2010, the Deed of Trust securing the Loan was assigned to
8 MTGLQ. An Assignment of Deed of Trust reflecting this transfer, dated October 25, 2010, was
9 recorded in the Official Records of Santa Cruz County on November 10, 2010.

10 5. Effective November 12, 2010, MTGLQ assigned the Deed of Trust securing the
11 Loan to Resi Whole Loan IV, LLC. An Assignment of Deed of Trust reflecting this transfer, dated
12 November 12, 2010, was recorded in the Official Records of Santa Cruz County on March 30,
13 2011.

14 6. Litton and MTGLQ filed a Motion to Dismiss, and by Stipulation Ordered on
15 October 17, 2011, the Court set the matter to be heard on December 2, 2011, with Opposition to be
16 filed on or before November 16, 2011, and Reply to be filed on or before November 23, 2011.

17 7. The parties to this Stipulation have met and conferred and have determined that in
18 the interest of economy Litton and MTGLQ should be dismissed from the case, without prejudice,
19 such that the litigation can move forward among the other parties and if in the course of discovery
20 Plaintiffs determine there to be a valid reason for Litton and MTGLQ to be back in the case
21 Plaintiffs will be free to motion the Court to amend and re-name Litton and MTGLQ.

22 8. Plaintiffs hereby request that following entry of dismissal, without prejudice, the
23 case be set for Case Management at the Court's convenience.

24 **STIPULATION**

25 Based on the above Recitals, the parties agree and stipulate as follows:

26 1. All claims in this action against defendants Litton Loan Servicing LP and MTGLQ
27 Investors, LP are dismissed without prejudice. Each party shall bear its costs and fees.

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