



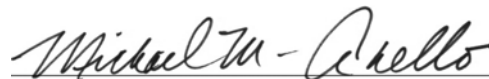
1 1221, 1228 n.9 (9th Cir. 1984); *Klamath-Lake Pharmaceutical Ass'n v. Klamath Med Serv. Bureau*,  
2 701 F.2d 1276, 1293 (9th Cir. 1983) (“[F]utile amendments should not be permitted”).

3 Furthermore, the Court notes that it “may properly on its own motion dismiss an action as to  
4 defendants who have not moved to dismiss where such defendants are in a position similar to that of  
5 moving defendants or where claims against such defendants are integrally related.” *Silverton v.*  
6 *Dep’t of Treasury*, 644 F.2d 1341, 1345 (9th Cir. 1981). “Such a dismissal may be made without  
7 notice where the [plaintiffs] cannot possibly win relief.” *Omar v. Sea-Land Serv., Inc.*, 813 F.2d  
8 986, 991 (9th Cir. 1987). The Court’s authority in this regard includes *sua sponte* dismissal as to  
9 defendants who have not been served and defendants who have not yet answered or appeared.  
10 *Columbia Steel Fabricators, Inc. v. Ahlstrom Recovery*, 44 F.3d 800, 802 (9th Cir. 1995) (“We have  
11 upheld dismissal with prejudice in favor of a party which had not yet appeared, on the basis of facts  
12 presented by other defendants which had appeared.”); *see also Bach v. Mason*, 190 F.R.D. 567, 571  
13 (D. Idaho 1999); *Ricotta v. California*, 4 F. Supp. 2d 961, 978-79 (S.D. Cal. 1998). Although  
14 Defendants Pro30 Funding, Alliance Title Company, Deborah Bass, and Vassalees have not yet  
15 appeared in this action, these defendants are in a position similar to that of Defendants MERS and  
16 Wells Fargo. Even if properly served, they cannot possibly be expected to answer or otherwise  
17 respond to Plaintiffs’ unintelligible pleading. Therefore, the Court **DISMISSES** Plaintiffs’ claims  
18 against these defendants **with prejudice**.

19 This order disposes of this matter in its entirety. Accordingly, the Court instructs the Clerk  
20 of Court to enter judgment in favor of Defendants and terminate the case. No further filings will be  
21 accepted in this action.

22 **IT IS SO ORDERED.**

23 DATED: May 19, 2011

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25 Hon. Michael M. Anello  
26 United States District Judge  
27  
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