

1 dealing; (9) tortious breach of good faith and fair dealing; (10) civil conspiracy; (11) racketeering;
2 (12) unjust enrichment; (13) conspiracy to commit fraud against defendant Mortgage Electronic
3 Registration Systems, Inc. ("MERS"); and (14) fraud in the inducement. Doc. #1, Exhibit A.
4 Thereafter, non-party Ceref filed the present motion to intervene. Doc. #34.

5 **II. Discussion**

6 Pursuant to the Federal Rules of Civil Procedure, a non-party may file a motion to intervene
7 in any action in which it claims an interest to the property or transaction that is the subject of the
8 underlying action. FED. R. CIV. P. 24(a)(2). Moreover, a court must grant the motion to intervene
9 unless it is shown that the proposed intervenor is either already adequately represented in the
10 action or does not have an interest in the property or transaction at issue. *Id.*

11 Here, Ceref has an interest in the Vo's property because it was named the beneficiary of the
12 deed of trust and assigned an interest in the property by defendant First Centennial Title. Doc. #34,
13 Exhibit A. Further, no party in interest has established that Ceref's rights are already adequately
14 represented. Therefore, the court finds that Ceref has shown that it has a right to intervene in the
15 present action and its motion shall be granted.

16 IT IS THEREFORE ORDERED that non-party proposed intervenor's motion to intervene
17 (Doc. #34) is GRANTED. The clerk of court shall add Ceref REO II, LLC as a defendant-in-
18 intervention.

19 IT IS FURTHER ORDERED that the clerk of court shall filed proposed intervenor's
20 motion to dismiss attached as Exhibit B to the motion to intervene (Doc. #34, Exhibit B).

21 IT IS SO ORDERED.

22 DATED this 12th day of August, 2010.

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LARRY R. HICKS
UNITED STATES DISTRICT JUDGE