

THE HONORABLE JOHN C. COUGHENOUR

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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

JIE JIAO,

Plaintiff; and

MAOQI ZHANG and WEI FAN,

Plaintiffs and Counter-
Defendants;

v.

CONNIE BLUMENTHAL and JOHN
DOE,

Defendants and Counter-
Claimants; and

REALOGICS BROKERAGE, LLC, d/b/a
REALOGICS SOTHEBY'S
INTERNATIONAL REALTY,

Defendant.

CASE NO. C17-1355-JCC

ORDER

This matter comes before the Court on Plaintiffs Maoqui Zhang's and Wei Fan's motion to dismiss (Dkt. No. 48). Having thoroughly considered the motion and the relevant record, the Court GRANTS the motion for the reasons explained herein.

1 The facts of this case are described in the Court's previous order (Dkt. No. 34). Zhang
2 and Fan move to dismiss Defendant Connie Blumenthal's counter-claim pursuant to Federal
3 Rule of Civil Procedure 12(b)(6). (Dkt. No. 48 at 2); (*see* Dkt. No. 37 at 7) (seeking contribution
4 from Zhang and Fan for any recovery in Plaintiff Jiao's favor). Zhang and Fan assert that "no set
5 of facts could be pled" that would establish their liability. (Dkt. No. 48 at 4.) Blumenthal has not
6 responded to Zhang and Fan's motion to dismiss. The Court deems this nonresponse to be an
7 admission that Zhang's and Fan's motion has merit. W.D. Wash. Local Civ. R. 7(b)(2).

8 Accordingly, Zhang and Fan's motion to dismiss (Dkt. No. 48) is GRANTED. The Clerk
9 is DIRECTED to revise the caption in this matter to remove all references to Blumenthal's
10 counter-claim.

11 DATED this 27th day of April 2018.

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15 John C. Coughenour
16 UNITED STATES DISTRICT JUDGE
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