

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO**

Civil Action No. 11-cv-00930-REB

BANK OF AMERICA, a national banking association,

Plaintiff,

v.

BANK ONE, N.A., a national banking association,
COMPASS BANK, a Colorado corporation, and
CAROL SNYDER, Public Trustee for Adams County Colorado,

Defendants.

DEFAULT JUDGMENT

This **Default Judgment** is entered pursuant to Fed. R. Civ. P. 55(b) and 58(a) and in accordance with the **Order Granting Plaintiff's Motion for Default Judgment** [#62] entered by Judge Robert E. Blackburn on April 16, 2012, which order is incorporated herein by this reference.

THEREFORE, IT IS ORDERED as follows:

1. That the **Plaintiff's Motion for Entry of Default Judgment Against Defendants Bank One, N.A. and Compass Bank** [#59] filed March 9, 2012, is **GRANTED**;

2. That under FED. R. CIV. P. 55(b), **DEFAULT JUDGMENT IS ENTERED** in favor of the plaintiff, Bank of America, a national banking association, against defendants, Bank One, N.A., a national banking association, and Compass Bank, a Colorado corporation;

3. That under 28 U.S.C. § 2201, the court **ENTERS** a declaratory judgment declaring:

A. Plaintiff Bank of America, a national banking association, has a lien and security interest in the real property described as LOT 19, BLOCK 2, NORTH PARK SUBDIVISION FILING NO. 1, County of Adams, State of Colorado, also known as 10289 Julian Ct., Westminster, Colorado 80031 (the Property);

B. The lien and security interest of Bank of America in the real property described as LOT 19, BLOCK 2, NORTH PARK SUBDIVISION FILING NO. 1, County of Adams, State of Colorado, also known as 10289 Julian Ct., Westminster, Colorado 80031, was created by the deed of trust executed by Michael Neil Schluterbusch on September 28, 2001, and recorded with the Public Trustee for Adams County, Colorado, on April 28, 2010; and

C. The lien and security interest created by the September 28, 2001, deed of trust concerning the real property described as LOT 19, BLOCK 2, NORTH PARK SUBDIVISION FILING NO. 1, County of Adams, State of Colorado, also known as 10289 Julian Ct., Westminster, Colorado 80031, is superior to any liens or other interests in this real property held or claimed by defendants Bank One, N.A., a national banking association, and Compass Bank, a Colorado corporation.

4. As all remaining claims against the sole remaining defendant, Carol Snyder, Public Trustee for Adams County, Colorado have been resolved by means of the court's order granting a joint motion and stipulation to dismiss [#64], the case has been closed.

DATED at Denver, Colorado, this 20th day of April, 2012.

FOR THE COURT:

Gregory C. Langham, Clerk

By: s/Edward P. Butler
Edward P. Butler
Deputy Clerk

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**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA**

USA **CASE: 2:97-CV-00766-MCE-EFB**

vs.
MARJORIE E BROCK, ET AL. **ORDER OF REASSIGNMENT**

_____ /

The court, having received the notice of full retirement of **Senior Judge Frank C. Damrell, Jr.** finds the necessity for reassignment of the above captioned case, and for notice to be given to the affected parties.


IT IS THEREFORE ORDERED that:

The above captioned case shall be and is hereby **REASSIGNED** from **Senior Judge Frank C. Damrell, Jr.** to **Judge Morrison C. England, Jr.** for all further proceedings. The new case number for this action, which must be used on all documents filed with the court, is:

2:97-CV-00766-MCE-EFB

All dates currently set in this reassigned action shall remain effective subject to further order of the court.

DATED: April 20, 2012



**ANTHONY W. ISHII, CHIEF
U.S. DISTRICT COURT JUDGE**

FILED
U.S. DISTRICT COURT

2012 APR 20 P 1:57

DISTRICT OF UTAH

BY: _____
DEPUTY CLERK


DAVID B. BARLOW, United States Attorney (# 13117)
JOHN K. MANGUM, Assistant United States Attorney (# 2072)
185 South State Street, #300
Salt Lake City, Utah 84111
Telephone: (801) 524-5682
Attorneys for Defendant, United States of America

IN THE UNITED STATES DISTRICT COURT
DISTRICT OF UTAH - CENTRAL DIVISION

DAVID BYBEE,)
)
Plaintiff,) Civil No. 1:12-cv-00034 DB-PMW
)
v.) **ORDER ADMITTING AARON M. BAILEY**
) **PRO HAC VICE**
)
UNITED STATES OF AMERICA, and THE)
NATIONAL BOOKKEEPERS)
ASSOCIATION, L.L.C., a Utah Limited) Judge Dee Benson
Liability Company,)
) Magistrate Judge Paul M. Warner
)
Defendants.)

It appearing to the Court that Petitioner meets the pro hac vice admission requirements of DUCiv R 83-1.1(d), the motion for the admission pro hac vice of Aaron M. Bailey as counsel for Defendant, United States of America, in the United States District Court, District of Utah, in the subject case is GRANTED.

Dated: this 19th day of April, 2012.


~~HON. PAUL M. WARNER~~
~~United States Magistrate Judge~~
Judge Dee Benson
District Court Judge


IN THE UNITED STATES BANKRUPTCY COURT FOR THE
EASTERN DISTRICT OF ARKANSAS
JONESBORO DIVISION

LAURA & MONTIE CUDD)	
)	
Plaintiffs,)	
)	
v.)	Civil No. 3:12-ap-01042
)	
DEPARTMENT OF THE TREASURY)	
INTERNAL REVENUE SERVICE)	
)	
Defendant.)	

**ORDER GRANTING IRS'S UNOPPOSED MOTION FOR EXTENSION OF TIME
TO ANSWER OR RESPOND**

Upon consideration of the IRS's Unopposed Motion to Extend Time to Respond to Complaint, the Court hereby GRANTS the IRS's request to extend the time to answer or otherwise respond to May 24, 2012.

IT IS SO ORDERED.


 Audrey R. Evans
 United States Bankruptcy Judge
 Dated: 04/20/2012

CC: Attorney for Plaintiff(s)
Plaintiff(s)
Attorney for Defendant(s)
Defendant(s)
Trustee
US Trustee

Cudd v. Dep't of the Treasury
3:12-ap-01042
Order Granting IRS's Agreed Motion to Extend Time to Answer or Respond
P. 2 of 2

Submitted by:

s/ Sherra Wong
SHERRA WONG, NY #4894895
Trial Attorney, Tax Division
U.S. Department of Justice
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Ben Franklin Station
Washington, D.C. 20044
Telephone: (202) 616-1882
Fax: (202) 514-6770
E-mail: sherra.t.wong@usdoj.gov



Mary A. Schott

Mary A. Schott
Clerk of Court

Entered on Docket
April 20, 2012

AMBRISH S. SIDHU, ESQ.
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SIDHU LAW FIRM, LLC
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810 S. Casino Center Blvd., Suite 104
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Attorneys for Desert Capital REIT, Inc.

UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF NEVADA

In re:
DESERT CAPITAL REIT, INC.,

Debtor.

Case No.: BK-S-11-16624-LBR
Chapter 11 (Involuntary)

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**ORDER GRANTING EX PARTE APPLICATION FOR EXAMINATION OF
LOCKE LORD LLP PURSUANT TO BANKRUPTCY RULE 2004**

Upon the Ex Parte Application for Examination Pursuant to Bankruptcy Rule 2004 of
Locke Lord LLP (the "Ex Parte Application") filed by Desert Capital REIT, Inc., debtor and
debtor-in-possession (the "Debtor"), and good cause appearing therefor;

IT IS HEREBY ORDERED that the Ex Parte Application is GRANTED, and Locke
Lord LLP shall have the person or persons most knowledgeable appear for an examination
relating to the acts, conduct, or property, or to the liabilities and financial condition of the
Debtor, or to any matter which may affect the administration of the Debtor's estate.

PREPARED AND SUBMITTED:

SIDHU LAW FIRM

By /s/Ambrish S. Sidhu
AMBRISH S. SIDHU, ESQ.
810 S. Casino Center Blvd., Suite 104
Las Vegas, Nevada 89101

TAYLOR ENGLISH DUMA LLP
PAUL G. DURDALLER, ESQ.
WILLIAM G. LEONARD, ESQ.
STEPHEN C. GREENBERG, ESQ.
VALERIE K. RICHMOND, ESQ.
1600 Parkwood Circle, Suite 400
Atlanta, Georgia 30339

Attorneys for Desert Capital REIT, Inc.

Below is an Order of the Court.



ELIZABETH PERRIS
U.S. Bankruptcy Judge

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF OREGON

In re) Case No. 11-30383-elp11
)
 Lori D. Diaz,)
) SUPPLEMENTAL ORDER AUTHORIZING
) DEBTOR-IN-POSSESSION TO EMPLOY
) ACCOUNTANT (Chambers & Hammock, CPA,
 Debtor-in-Possession.) P.C.)

Based on Debtor-in-Possession's ("Debtor") Second Amended Application of Debtor-in-Possession for Authority to Employ Accountant (Chambers & Hammock, CPA, P.C.) (Docket No. 525) for a supplemental Order expanding the scope of Chambers & Hammock, CPA, P.C.'s employment as Accountant and the Court being otherwise fully advised; it is hereby

ORDERED that Debtor's Second Amended Application to employ Chambers & Hammock, CPA, P.C. is granted and its employment by Debtor shall be expanded to include Chambers & Hammock, CPA, P.C. providing expert witness testimony as requested by Special Counsel Stephen T. Boyke in the Diaz v. United States, et al. adversary proceeding.

IT IS FURTHER ORDERED that fees shall not exceed \$52,500.00 unless, prior to the time that the work is performed, an order is entered increasing the maximum fee.

###

PRESENTED BY:

/s/Robert J Vanden Bos
Robert J Vanden Bos OSB #78100
VANDEN BOS & CHAPMAN, LLP
319 S.W. Washington, Suite 520
Portland, Oregon 97204
Telephone: (503) 241-4869
Fax: (503) 241-3731

Of Attorneys for Debtor-in-Possession

First Class Mail:

Lori D. Diaz
3491 SW Hillsboro Hwy
Hillsboro, OR 97123

Electronic Mail:

The foregoing was served on all CM/ECF participants through the Court's Case Management/Electronic Case File system.

Below is an Order of the Court.



ELIZABETH PERRIS
U.S. Bankruptcy Judge

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF OREGON

In re) Case No. 11-30383-elp11
)
 Lori D. Diaz,)
) SUPPLEMENTAL ORDER AUTHORIZING
) DEBTOR-IN-POSSESSION TO EMPLOY
) ACCOUNTANT (Chambers & Hammock, CPA,
 Debtor-in-Possession.) P.C.)

Based on Debtor-in-Possession's ("Debtor") Second Amended Application of Debtor-in-Possession for Authority to Employ Accountant (Chambers & Hammock, CPA, P.C.) (Docket No. 525) for a supplemental Order expanding the scope of Chambers & Hammock, CPA, P.C.'s employment as Accountant and the Court being otherwise fully advised; it is hereby

ORDERED that Debtor's Second Amended Application to employ Chambers & Hammock, CPA, P.C. is granted and its employment by Debtor shall be expanded to include Chambers & Hammock, CPA, P.C. providing expert witness testimony as requested by Special Counsel Stephen T. Boyke in the Diaz v. United States, et al. adversary proceeding.

IT IS FURTHER ORDERED that fees shall not exceed \$52,500.00 unless, prior to the time that the work is performed, an order is entered increasing the maximum fee.

###

PRESENTED BY:

/s/Robert J Vanden Bos
Robert J Vanden Bos OSB #78100
VANDEN BOS & CHAPMAN, LLP
319 S.W. Washington, Suite 520
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Telephone: (503) 241-4869
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Of Attorneys for Debtor-in-Possession

First Class Mail:

Lori D. Diaz
3491 SW Hillsboro Hwy
Hillsboro, OR 97123

Electronic Mail:

The foregoing was served on all CM/ECF participants through the Court's Case Management/Electronic Case File system.

B18J(Form 18J) (08/07)

United States Bankruptcy Court

Middle District of Florida

Case No. 8:11-bk-12770-CPM

Chapter 7

In re: Debtor(s) (name(s) used by the debtor(s) in the last 8 years, including married, maiden, trade, and address):

Matthew L. Feshbach
470 Mandalay Avenue
Clearwater, FL 33767

Kathleen Marie Feshbach
470 Mandalay Avenue
Clearwater, FL 33767

Social Secu

xxx-xx-

xxx-xx-

Employer's Tax I.D. No.:

DISCHARGE OF JOINT DEBTORS

It appearing that the debtors are entitled to a discharge,

IT IS ORDERED:

The debtors are granted a discharge under section 727 of title 11, United States Code, (the Bankruptcy Code).

BY THE COURT



Dated: April 20, 2012

Catherine Peek McEwen
United States Bankruptcy Judge

SEE THE BACK OF THIS ORDER FOR IMPORTANT INFORMATION.

FORM B18J continued (08/07)

**EXPLANATION OF BANKRUPTCY DISCHARGE
IN A JOINT CHAPTER 7 CASE**

This court order grants a discharge to the persons named as the debtors. It is not a dismissal of the case and it does not determine how much money, if any, the trustee will pay to creditors.

Collection of Discharged Debts Prohibited

The discharge prohibits any attempt to collect from the debtors a debt that has been discharged. For example, a creditor is not permitted to contact a debtor by mail, phone, or otherwise, to file or continue a lawsuit, to attach wages or other property, or to take any other action to collect a discharged debt from the debtors. A creditor who violates this order can be required to pay damages and attorney's fees to the debtor.

However, a creditor may have the right to enforce a valid lien, such as a mortgage or security interest, against the debtors' property after the bankruptcy, if that lien was not avoided or eliminated in the bankruptcy case. Also, a debtor may voluntarily pay any debt that has been discharged.

Debts That are Discharged

The chapter 7 discharge order eliminates a debtor's legal obligation to pay a debt that is discharged. Most, but not all, types of debts are discharged if the debt existed on the date the bankruptcy case was filed. (If this case was begun under a different chapter of the Bankruptcy Code and converted to chapter 7, the discharge applies to debts owed when the bankruptcy case was converted.)

Debts that are Not Discharged.

Some of the common types of debts which are not discharged in a chapter 7 bankruptcy case are:

- a. Debts for most taxes;
- b. Debts incurred to pay nondischargeable taxes (in a case filed on or after October 17, 2005);
- c. Debts that are domestic support obligations;
- d. Debts for most student loans;
- e. Debts for most fines, penalties, forfeitures, or criminal restitution obligations;
- f. Debts for personal injuries or death caused by the debtor's operation of a motor vehicle, vessel, or aircraft while intoxicated;
- g. Some debts which were not properly listed by the debtor;
- h. Debts that the bankruptcy court specifically has decided or will decide in this bankruptcy case are not discharged;
- i. Debts for which the debtor has given up the discharge protections by signing a reaffirmation agreement in compliance with the Bankruptcy Code requirements for reaffirmation of debts; and
- j. Debts owed to certain pension, profit sharing, stock bonus, other retirement plans, or to the Thrift Savings Plan for federal employees for certain types of loans from these plans (in a case filed on or after October 17, 2005).

This information is only a general summary of the bankruptcy discharge. There are exceptions to these general rules. Because the law is complicated, you may want to consult an attorney to determine the exact effect of the discharge in this case.

**UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF PENNSYLVANIA**

IN RE: : **Chapter 13**
ROBERT V GERENSER :
:
:
Debtor(s) : **Bky. No. 11-19376 ELF**

:
:
ROBERT GERENSER :
:
:
Plaintiff(s) : **Adv. No. 12-0250**
:
v. :
:
:
INTERNAL REVENUE SERVICE :
Defendant(s) :

:
:


PRETRIAL ORDER

AND NOW, the plaintiff(s) having filed an adversary proceeding and the defendant(s) having filed a responsive pleading, it is hereby **ORDERED** that:

1. If not already filed, any party that is subject to Fed. R. Bankr. P. 7007.1 shall file the required disclosure on or before **April 26, 2012**.
2. On or before **May 10, 2012**, counsel shall have held and concluded the mandatory discovery conference pursuant to Fed.R.Civ.P. 26(f), incorporated into these proceedings by Fed.R.Bankr.P. 7026. During said conference, the parties shall discuss how to proceed with general discovery and electronic discovery and shall consider whether the discovery and pretrial schedule detailed below in this order is appropriate in this proceeding.
3. On or before **May 17, 2012**, after the conclusion of the parties' discovery conference, **should the parties propose a discovery or pretrial schedule that differs from the one below**, they shall file with the bankruptcy court a report on discovery, as mandated by Fed.R.Civ.P. 26(f). The parties shall detail those differences in their Rule 26(f) report, along with the reasons therefor. The court may, when appropriate, order a hearing based on the information found in the Rule 26(f) report. **If the parties are in agreement with the discovery schedule outlined herein, no report need be filed.**
4. The requirements of Fed.R.Civ.P. 26(a)(1) shall not apply in this adversary proceeding.

5. The following discovery and trial schedule shall be considered by the parties in their deliberations at their discovery conference:
- a. All discovery shall be completed on or before **June 7, 2012**.
 - b. All expert witnesses shall be identified and a copy of each expert's report shall be provided to every other party, in accordance with Fed.R.Civ.P. 26(a)(2) on or before **June 21, 2012**.
 - c. All discovery disclosures pursuant to Fed.R.Civ.P. 26(a)(3) shall be served on opposing parties and filed with the bankruptcy court on or before **June 28, 2012**.
 - d. Any objections to Rule 26(a)(3) disclosures shall be served on opposing counsel and filed with the bankruptcy court on or before **July 5, 2012**.
 - e. A Joint Pretrial Statement shall be filed in accordance with Local Bankruptcy Rule 7016-1 on or before **July 19, 2012**.
6. **Trial of this adversary proceeding is scheduled on July 24, 2012 at 9:00 a.m. in Bankruptcy Courtroom No. 1, Robert N.C. Nix Federal Building & Courthouse, 900 Market Street, Second Floor, Philadelphia, Pennsylvania.**
7. All trial exhibits shall be pre-marked and exchanged at least three (3) days prior to the date of trial. In addition, a full set of exhibits shall be prepared and provided to the court at the commencement of the trial.

Date: April 19, 2012



ERIC L. FRANK
U.S. BANKRUPTCY JUDGE

UNITED STATES DISTRICT COURT
DISTRICT OF OREGON
PORTLAND DIVISION

UNITED STATES OF AMERICA

Plaintiff(s),

v.

Case No.: 3:11-cv-00554-BR

ROBERT G. HARKINS, et al.

ORDER REFERRING CASE TO
MEDIATION

Defendant(s).

/

IT IS ORDERED THAT:

Pursuant to LR 16-4(f), this case is to be referred to Court-sponsored mediation.

(a) This case is referred to the Staff Mediator. The mediator will contact counsel about available dates and the mediation process. Information about the staff mediator is located on the Court's website.

(b) **Goals of Mediation:** The Court expects the mediator to conduct mediation proceedings in an attempt to achieve full settlement of the issues addressed in the case.

(c) **Conduct of Mediation:** Pursuant to LR 16-4(g), all proceedings before the mediator are privileged and shall not be reported, placed into evidence, made known to the trial court or jury, or otherwise construed as an admission against interest by any party.

(d) **Reporting Result of Mediation:** When the proceedings are completed, the mediator will report the outcome and the status of the case to the Court. If no settlement can be achieved, the mediator may also advise the Court whether the intervention of a settlement judge or other form of alternative dispute resolution may help to resolve the matter.

(e) **Judicial Immunity of the Mediator:** Pursuant to LR 16-4(f)(3), during the conduct of the mediation, the mediator acts as an officer of the Court and is therefore invested with full judicial immunity.

DATED this 20th day of April, 2012.

/s/Anna J. Brown

Honorable Anna J. Brown
U.S. District Court Judge

**UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION**

In Re:

PAUL G. HAYES,

Debtor.

Case No. 11-51538-tjt
Chapter 7
Hon. Thomas J. Tucker

**ORDER AUTHORIZING COMPENSATION TO SPECIAL COUNSEL AND
DISBURSEMENT OF FUNDS FROM PROCEEDS PURSUANT TO ORDERS
APPROVING COMPROMISES OF CLAIMS (DOCKET 26, 29 AND 34)**

This matter having come to be heard upon the Application for Order Authorizing Compensation of Special Counsel, the Law Offices of Michael J. Morse, P.C. and Authority to Disperse Funds from Proceeds Pursuant to Orders Approving Compromises of Claims (Docket 26, 29 and 34), the Court having reviewed the Application and being otherwise duly advised in the premises;

IT IS ORDERED that Kenneth A. Nathan, Trustee of the above-captioned Estate, is authorized to pay special counsel the Law Offices of Michael J. Morse, P.C. compensation in the amount of \$51,256.30, and costs in the amount of \$6,231.11, for a total of \$57,487.41.

IT IS FURTHER ORDERED that Trustee is authorized to disperse funds pursuant to the Order Approving Compromise of Claims (Docket 26) which shall be apportioned as follows:

1. Sixty percent (60%) to Debtor; and
2. Forty percent (40%) to the bankruptcy estate;

IT IS FURTHER ORDERED that Trustee is authorized to disperse indirect costs incurred to date relating to Orders Approving Compromises of Claims (Docket 29 and 34) are set forth as follows:

1. BioMagnetic Resonance - \$7,200.00
2. Macomb Orthopedics - \$6,475.33
3. Rizwan Qadir, MD - \$3,656.40
4. Orthopedic Edge Physical Therapy - \$473.39
5. Clear Imaging, LLC - \$2,915.00
6. Silver Pine Imaging - \$7,066.67
7. Darcy Jennings Massage Therapy - \$798.60

IT IS FURTHER ORDERED that indirect costs are to be apportioned as follows:

1. Sixty percent (60%) to Debtor; and
2. Forty percent (40%) to the bankruptcy estate.

Signed on April 20, 2012

/s/ Thomas J. Tucker
Thomas J. Tucker
United States Bankruptcy Judge

UNITED STATES DISTRICT COURT FOR THE
DISTRICT OF MINNESOTA
ST. PAUL DIVISION

In the Matter of the *
Tax Indebtedness of *
STEPHEN J. HILLSTEAD * Misc. No. 11-94-PAM-TNL

ORDER

AND NOW, this 20th day of April, 2012, it is ORDERED the United States' Motion for Leave to Appear Telephonically at the April 25, 2012, hearing (Document 10) is GRANTED.

BY THE COURT:

s/ Tony N. Leung
TONY N. LEUNG
UNITED STATES JUDGE

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United States District Court
For the Northern District of California

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

UNITED STATES OF AMERICA, CASE NO. 5:05-cr-00215 EJD

Plaintiff(s),

**ORDER SCHEDULING STATUS
CONFERENCE**

v.

ERIC AARON LIGHTER,

Defendant(s).

Having reviewed Defendant's Motion to Continue the Sentencing Hearing (see Docket Item No. 277), the court finds it appropriate to schedule an appearance in order to discuss Defendant's request with the parties.

Accordingly, the parties shall appear for a Status Conference on **April 30, 2012, at 1:30 p.m.** Counsel for Plaintiff may appear telephonically.

IT IS SO ORDERED.

Dated: April 20, 2012


EDWARD J. DAVILA
United States District Judge

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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

PARKVIEW TOWNHOUSES
HOMEOWNERS ASSOCIATION,

Plaintiff,

v.

MARY A. JACKSON, et al.,

Defendants.

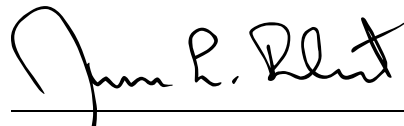
CASE NO. C12-0141JLR

ORDER REMANDING CASE TO
STATE COURT

On January 12, 2012, Defendant United States of America (“United States”) removed this action from King County Superior Court in Washington State on the basis of 28 U.S.C. § 1442(a)(1) because it is a civil action commenced in a state court against the United States. (Not. of Removal (Dkt. # 1) ¶ 2.) On April 20, 2012, the court entered an order, based on a stipulation between Plaintiff Parkview Townhouses Homeowners Association (“Parkview”) and the United States, dismissing the United States as a defendant. (Order (Dkt. # 12).)

1 In the parties' stipulation, the United States represented that it "has no objection to
2 the remand of this action to the King County Superior Court for the State of
3 Washington." (Stip. (Dkt. # 11) at 2.) If the federal party is eliminated from the suit after
4 removal, the court retains the power to either adjudicate the underlying state law claims
5 or to remand the case to state court. *See Cox v. Hegvet*, No. 08-00415-C-EJL, 2009 WL
6 1407009 at *7 n.7 (D. Idaho May 19, 2009) (citing *In re Elko*, 109 F.3d 554, 555 (9th
7 Cir. 1997)). Based on the United States's representation, there does not appear to be a
8 federal interest that would be jeopardized by remanding this action to state court.
9 Accordingly, countervailing interests such as comity, federalism, and respecting the
10 choice of a state forum, strongly favor remand. *Id.* The court, therefore, ORDERS that
11 this matter shall be REMANDED to King County Superior Court. The court further
12 ORDERS that pursuant to 28 U.S.C. § 1447(c) the clerk shall send a certified copy of the
13 remand order to the clerk of King County Superior Court. Finally, the court ORDERS
14 that the clerk shall close this matter.

15 Dated this 20th day of April, 2012.

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18 JAMES L. ROBART
19 United States District Judge
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In the United States Court of Federal Claims

No. 10-192T

(Filed: April 20, 2012)

*****	*
	*
SALEM FINANCIAL, INC.,	*
	*
Plaintiff,	*
	*
v.	*
	*
UNITED STATES,	*
	*
Defendant.	*
	*
*****	*

ORDER

On April 19, 2012, counsel for Plaintiff filed an unopposed motion for a one-week extension in which to file an opposition to the Government’s April 6, 2012 motion for leave to depose inmate, Raymond J. Ruble. For good cause shown, Plaintiff’s motion is GRANTED. Should counsel for Plaintiff choose to file a response to Defendant’s motion for leave to depose an inmate, counsel shall do so on or before April 30, 2012.

IT IS SO ORDERED.

s/Thomas C. Wheeler
THOMAS C. WHEELER
Judge