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Attorneys for the Defendants:
STEVEN D. SILVERSTEIN, RON ELTER, and GRE
DEVELOPMENT, INC. as agents and Trustee of the
Via Corbina Trust #4

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA
SOUTHERN DIVISION

CHRISTYNA LYNN GRAY, CHARLES
EDWARD LINCOLN, III, RENADA
NADINE MARCH,

Plaintiffs,

vs.

STEVEN D. SILVERSTEIN, RON ELTER,
GRE DEVELOPMENT, INC., Individually
and as agents for and Trustee of the Via
Corbina Trust #4 CHRISTOPHER
ARCHULETA, MERS(Mortgage Electronic
Registration Services), other unnamed
Attorney, Defendants, John and Jane Does
1-10, MEGLADON FINANCIAL, LLP.
ATLAS PROPERTIES REAL ESTATE,
JAMES RADWAN, ROCHELLE MATKIN

CASE NO: SACV09-1072 DOC(Ex)

NOTICE OF MOTION
TO DISMISS FIRST AMENDED
COMPLAINT PURSUANT
TO RULES 12(b)(1) AND 12(b)(6)
OF THE FEDERAL RULES OF
CIVIL PROCEDURE
(F.R. C.P. RULE 12)

DATE: January 25, 2010
TIME: 8:30 a.m.
COURTROOM: 9D

1 TRUSTEE CORPS, RUSSELL BELL,
2 QUALITY LOAN SERVICE Corp. FIRST
3 NEWPORT PROPERTIES, LLC., JOHN
4 MURK, DIANNE D'AGNOLO, The
5 Honorable, SANDRA HUTCHENS, THE
6 SHERIFF OF ORANGE COUNTY, JP
7 MORGAN CHASE (as successor in Interest
8 to WASHINGTON MUTUAL), ONEWEST
9 BANK, NA (As successor in Interest and
10 Alleged assignee of Indymac, CAL-
11 WESTERN RECONVEYANCE, WELLS
12 FARGO BANK, N.A., DENNIS STACY,
13 COLDWELL BANKER, and JOHN &
14 JANE DOES 1-20,

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Defendants.

TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

Please take notice on January 25, 2010, at the hour of 8:30 a.m. or as soon thereafter as counsel may be heard in Courtroom 9D of the above-entitled Court located at 411 West Fourth Street, Santa Ana, California 92701, the Defendants, STEVEN D. SILVERSTEIN, RON ELTER, and GRE DEVELOPMENT, INC. as agents and Trustee of the Via Corbina Trust #4, for themselves alone, will move this Court to Dismiss the First Amended Complaint in this action.

This Motion will be made upon its papers and filings, the Memorandum of Points and Authorities as well as such oral argument that may occur at the hearing in this action should this Court invite oral argument.

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2 This motion is made following the conference of counsel pursuant to L.R.
3 7-3 which took place on or about December 20, 2009.

4 Respectfully submitted,

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6 LARRY ROTHMAN & ASSOCIATES

7 Dated: December 31, 2009

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10 LARRY ROTHMAN,
11 Attorney for Defendants:
12 STEVEN D. SILVERSTEIN, RON ELTER, and GRE DEVELOPMENT, INC. as
13 agents and Trustee of the Via Corbina Trust #4
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PROOF OF SERVICE

State of California, County of Orange:

I am employed in the county and state aforesaid. I am over the age of 18 and not a party to the within action; my business address is: City Plaza, 1 City Boulevard West, Suite 850, Orange, California 92868

On December 31, 2009, served the foregoing document described as:

NOTICE OF MOTION TO DISMISS FIRST AMENDED COMPLAINT
PURSUANT TO RULES 12(b)(1) AND 12(b)(6) OF THE FEDERAL RULES OF
CIVIL PROCEDURE

on the parties listed below in this action by placing a true copy thereof or the originals in a sealed envelope sent first class mail and addressed as follows:

SEE ATTACHED PROOF OF SERVICE LIST

I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made.

I declare under penalty of perjury under the laws of the United States that the above is true and correct.

Executed on December 31, 2009, at Orange, California.



MONIQUE PINKS

**Charles Edward Lincoln, III
c/o Peyton Yates Freiman
603 Elmwood Place, Suite #6
Austin, Texas 78705**

**Christyna Lynn Gray
16351 Arlington Lane
Huntington Beach, California 92649**

**Renada Nadine March
7 Bluebird Lane
Aliso Viejo, California 92656**