

SMARTCITE REPORT

for amended - complaint - 2023.pdf

- 0 CITED CASES WITH NEGATIVE HISTORY OR TREATMENT
- 4 CITED CASES WITH CAUTIONARY TREATMENT
- O CITED CASES THAT RELY ON A CASE WITH NEGATIVE HISTORY OR TREATMENT

CITED IN BRIEF

Glaski v. Bank of America, N.A.

218 Cal.App.4th 1079 (Cal. Ct. App. 2013)

HOSTILE SUBSEQUENT AUTHORITY

DISTINGUISHED BY CAL. CT. APP. IN 2016

Yhudai v. Impac Funding Corp.

1 Cal.App.5th 1252 (Cal. Ct. App. 2016)

CITED IN CONTRADICTION BY

Fathi v. JPMorgan Chase Bank, N.A.

No. D069268 (Cal. Ct. App. Jun. 17, 2016)

DISTINGUISHED BY CAL. CT. APP. IN 2016

Donaldson v. Cal. Reconveyance Co.

No. H039747 (Cal. Ct. App. May. 18, 2016)

DISTINGUISHED BY CAL. CT. APP. IN 2016

Saterbak v. JPMorgan Chase Bank, N.A.

245 Cal.App.4th 808 (Cal. Ct. App. 2016)

CITED IN CONTRADICTION BY

Madrid v. CitiMortgage, Inc.

No. B248714 (Cal. Ct. App. Aug. 10, 2015)

CITED IN CONTRADICTION BY

McDonald v. Aurora Loan Services, LLC

No. B252155 (Cal. Ct. App. Feb. 2, 2015)

CITED IN CONTRADICTION BY

Tumbaga v. Bank of America, N.A.

No. C075532 (Cal. Ct. App. Jan. 12, 2015)

DISTINGUISHED BY N.D. CAL. IN 2014

Chen v. Deutsche Bank Nat'l Trust Co.

Case No.: 13-CV-3352 YGR (N.D. Cal. Nov. 24, 2014)



CITED IN BRIEF

HOSTILE SUBSEQUENT AUTHORITY

CITED IN CONTRADICTION BY

Bryan v. U.S. Bank, National Association

No. A138021 (Cal. Ct. App. Sep. 5, 2014)

DISTINGUISHED BY N.D. CAL. IN 2014

Moran v. Gmac Mortgage, LLC

Case No.: 5:13-CV-04981-LHK (N.D. Cal. Aug. 5, 2014)

DISTINGUISHED BY N.D. CAL. IN 2014

Moran v. HSBC Bank USA, N.A.

Case No. 5:14-cv-00633-LHK (N.D. Cal. Aug. 4, 2014)

DISTINGUISHED BY CAL. CT. APP. IN 2014

Keshtgar v. U.S. Bank, N.A.

172 Cal. Rptr. 3d 818 (Cal. Ct. App. 2014)

DISTINGUISHED BY BANKR. S.D.N.Y. IN 2014

In re Residential Capital, LLC

Case No. 12-12020 (MG) (Bankr. S.D.N.Y. Jun. 24, 2014)

DISTINGUISHED BY N.D. CAL. IN 2014

Moran v. GMAC Mortg., LLC

Case No.: 5:13-CV-04981-LHK (N.D. Cal. Jun. 18, 2014)

DISTINGUISHED BY CAL. CT. APP. IN 2014

Keshtgar v. U.S. Bank, N.A.

226 Cal.App.4th 1201 (Cal. Ct. App. 2014)

DISTINGUISHED BY CAL. CT. APP. IN 2014

Yvanova v. New Century Mortgage Corp.

226 Cal.App.4th 495 (Cal. Ct. App. 2014)

☐ CITED IN CONTRADICTION BY

Wolford v. American Home Mortgage Servicing, Inc.

No. B237985 (Cal. Ct. App. Oct. 10, 2013)

■ COMPARED TO

Siliga v. Mortgage Electronic Registration Systems, Inc.

219 Cal.App.4th 75 (Cal. Ct. App. 2013)

COMPARED TO

Jenkins v. JP Morgan Chase Bank, N.A.

216 Cal.App.4th 497 (Cal. Ct. App. 2013)



CITED IN BRIEF

HOSTILE SUBSEQUENT AUTHORITY

Yvanova v. New Century Mortgage Corp.

62 Cal.4th 919 (Cal. 2016)

DISTINGUISHED BY CAL. CT. APP. IN 2019

Wendland v. OneWest Bank

No. C070644 (Cal. Ct. App. May. 15, 2019)

DISTINGUISHED BY N.D. CAL. IN 2019

Agredano v. Capital One

CASE NO. 18-cv-06865-YGR (N.D. Cal. Apr. 11, 2019)

DISTINGUISHED BY CAL. CT. APP. IN 2018

Garau v. Nationstar Mortg. LLC

B281879 (Cal. Ct. App. Dec. 12, 2018)

DISTINGUISHED BY CAL. CT. APP. IN 2018

De La Salle v. Bank of Am.

No. C082825 (Cal. Ct. App. Oct. 31, 2018)

CITED IN CONTRADICTION BY

Carnero v. Nat'l Default Servicing Corp.

H041745 (Cal. Ct. App. Sep. 20, 2018)

DISTINGUISHED BY CAL. CT. APP. IN 2017

Kashanian v. IndyMac Venture, LLC

No. B271113 (Cal. Ct. App. Jun. 29, 2017)

DISTINGUISHED BY CAL. CT. APP. IN 2016

Torossian v. Wells Fargo Bank, N.A.

B266235 (Cal. Ct. App. Oct. 28, 2016)

DISTINGUISHED BY CAL. CT. APP. IN 2016

Cooper v. Countrywide Home Loans

B266378 (Cal. Ct. App. Oct. 27, 2016)

DISTINGUISHED BY CAL. CT. APP. IN 2016

Watland v. Ocwen Loan Servicing, LLC

A139562 (Cal. Ct. App. Apr. 13, 2016)

DISTINGUISHED BY CAL. CT. APP. IN 2016

Saterbak v. JPMorgan Chase Bank, N.A.

245 Cal.App.4th 808 (Cal. Ct. App. 2016)

Jesinoski v. Countrywide Home Loans, Inc.

574 U.S. 259 (2015)

DISTINGUISHED BY W.D. WASH, IN 2016

Pauson v. Bayview Loan Servicing, LLC

CASE NO. C15-5612-RBL (W.D. Wash. Aug. 30, 2016)



CITED IN BRIEF

HOSTILE SUBSEQUENT AUTHORITY

U.S. Bank National Assoc. v. Ibanez

458 Mass. 637 (Mass. 2011)

COMPARED TO

Courtney v. U.S. Bank, N.A.

922 F. Supp. 2d 171 (D. Mass. 2013)

DISTINGUISHED BY D. HAW. IN 2011

Sakala v. Bac Home Loans Servicing, LP

CV. NO. 10-00578 DAE-LEK (D. Haw. Feb. 22, 2011)