
UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

CIVIL MINUTES – GENERAL

Case No.: 8:18-cv-00597-JLS-KESx

Date: April 27, 2018

Title: Federal Trade Commission v. American Home Servicing Center, LLC et al

Present: **Honorable JOSEPHINE L. STATON, UNITED STATES DISTRICT JUDGE**

Terry Guerrero

Deputy Clerk

N/A

Court Reporter

ATTORNEYS PRESENT FOR PLAINTIFF: ATTORNEYS PRESENT FOR DEFENDANT:

Not Present

Not Present

PROCEEDINGS: (IN CHAMBERS) ORDER (1) EXTENDING TRO AS TO INDIVIDUAL DEFENDANTS CHRISTINE RODRIGUEZ, SERGIO RODRIGUEZ, AND JAIME ABURTO; AND (2) ENTERING A PRELIMINARY INJUNCTION AGAINST THE CORPORATE DEFENDANTS AND MARCUS FIERRO

On April 12, 2018, Plaintiff the FTC filed the instant case against Defendants American Home Servicing Center, LLC, Capital Home Advocacy Center, and National Advocacy Center, LLC (the “Corporate Defendants”); and Christine Rodriguez, Sergio Rodriguez, Marcus Fierro, and Jaime Aburto (the “Individual Defendants”).

On April 13, 2018, the Court issued an Ex Parte Temporary Restraining Order (“TRO”) and Order to Show Cause (“OSC”) Why a Preliminary Injunction Should Not Issue against Defendants. (Doc. 20.) Thereafter, the FTC effected service on the Corporate Defendants, Christine Rodriguez, Sergio Rodriguez,¹ and Marcus Fierro. Despite diligent attempts to serve Jaime Aburto, including attempted service at three suspected residences, the FTC has been unable to locate his whereabouts and has not served him. (*See Ex Parte App. to Extend the TRO, Doc. 33.*)

¹ The FTC served Sergio Rodriguez on April 26, 2018, following his appearance at the Court’s preliminary injunction hearing.

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

CIVIL MINUTES – GENERAL

Case No.: 8:18-cv-00597-JLS-KESx

Date: April 27, 2018

Title: Federal Trade Commission v. American Home Servicing Center, LLC et al

On April 26, 2018, the Court held a hearing on the OSC. Christine Rodriguez and Sergio Rodriguez appeared on behalf of themselves as individuals. None of the other Defendants appeared at the hearing, nor have they responded to the Court's OSC or made any other appearance in this case.

At the hearing, Christine Rodriguez and Sergio Rodriguez requested a continuance to extend their time to respond to the OSC. The Court **GRANTS** the continuance until **June 8, 2018, at 1:30 p.m.** at which time the Court will determine whether to enter a preliminary injunction against these Defendants. The TRO will remain in full force and effect as to Christine Rodriguez and Sergio Rodriguez until the date of the preliminary injunction hearing.

As to Jaime Aburto, because the FTC has demonstrated good cause for seeking an extension pursuant to Rule 65(b) of the Federal Rules of Civil Procedure, the Court **ORDERS** that the TRO remain in full force and effect as to Jaime Aburto for **14 additional days**, and that a preliminary injunction hearing shall take place on **May 10, 2018, at 2:30 p.m** as to Jaime Aburto.

As to the Corporate Defendants and Marcus Fierro, who have been served but have not entered an appearance in this case nor responded to the Court's OSC, a preliminary injunction is entered as set forth in the concurrently filed Preliminary Injunction.

Initials of Preparer: tg