

FILED

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U.S. COURT OF APPEALS

NOT FOR PUBLICATION

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

DAVID BARRY TONEMAN and KELLY  
KRISTENE TONEMAN,

Plaintiffs - Appellants,

v.

U.S. BANK NA, as trustee for Bear  
Stearns Asset-Backed Securities Trust  
2004-AC7 Asset Backed Certificates  
Series 2004-AC7; et al.,

Defendants - Appellees.

No. 13-56950

D.C. No. 2:12-cv-09369-MMM-  
MRW

MEMORANDUM\*

Appeal from the United States District Court  
for the Central District of California  
Margaret M. Morrow, District Judge, Presiding

Submitted January 5, 2016\*\*  
Pasadena, California

Before: M. SMITH, WATFORD, and FRIEDLAND, Circuit Judges.

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\* This disposition is not appropriate for publication and is not precedent except as provided by 9th Cir. R. 36-3.

\*\* The panel unanimously concludes this case is suitable for decision without oral argument. *See* Fed. R. App. P. 34(a)(2).

David and Kelly Toneman appeal from the judgment dismissing their Second Amended Complaint with prejudice for failure to state a claim upon which relief can be granted. The Tonemans challenge the district court's dismissal of their claims for wrongful foreclosure, slander of title, negligence, fraud, and unfair business practices on various grounds. We affirm dismissal of these claims for the reasons stated in the district court's order granting the defendants' motion to dismiss.

**AFFIRMED.**