

NOTE: This disposition is nonprecedential.

**United States Court of Appeals  
for the Federal Circuit**

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**CMG FINANCIAL SERVICES, INC., A CALIFORNIA  
CORPORATION,**  
*Plaintiff-Appellant*

v.

**PACIFIC TRUST BANK, F.S.B., A WHOLLY OWNED  
SUBSIDIARY OF FIRST PACTRUST BANCORP  
INC., A MARYLAND CORPORATION,**  
*Defendant-Appellee*

**JOHN DOES, 1-10,**  
*Defendant*

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2014-1855

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Appeal from the United States District Court for the  
Central District of California in No. 2:11-cv-10344-PSG-  
MRW, Judge Philip S. Gutierrez.

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**JUDGMENT**

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ALLAN Z. LITOVSKY, Stradling Yocca Carlson & Rauth,  
P.C., Newport Beach, CA, argued for appellant. Also  
represented by SALIL BALI; ROMAN MELNIK, Law Offices of  
Roman Melnik, Pasadena, CA.

STEPHEN R. SMEREK, Winston & Strawn LLP, Los Angeles, CA, argued for appellee. Also represented by DAVID L. ARONOFF, ANDREW G. SMITH.

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THIS CAUSE having been heard and considered, it is

ORDERED and ADJUDGED:

PER CURIAM (PROST, *Chief Judge*, NEWMAN and CHEN, *Circuit Judges*).

**AFFIRMED. See Fed. Cir. R. 36.**

ENTERED BY ORDER OF THE COURT

September 15, 2015  
Date

/s/ Daniel E. O'Toole  
Daniel E. O'Toole  
Clerk of Court