

party-defendant in the above-entitled cause, that its right of redemption under 28 U.S.C. § 2410 be waived, and that the case be remanded to state court as the reason for the Court's jurisdiction no longer exists. See *Citizens for a Better Env't*, 523 U.S. 83, 94 (1998) (quoting *Ex parte McCardle*, 74 U.S. 506 (1869)) ("Without jurisdiction the court cannot proceed at all in any cause. Jurisdiction is power to declare the law, and when it ceases to exist, the only function remaining to the court is that of announcing the fact and dismissing the cause.").

IT IS SO ORDERED.

DATE: November 6, 2012

David R. Herndon



Digitally signed by
David R. Herndon
Date: 2012.11.06
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**Chief Judge
United States District Judge**