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6 IN THE UNITED STATES DISTRICT COURT  
7 FOR THE DISTRICT OF ARIZONA

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9 JAVIER TORRES, ALMA SANTIAGO)  
10 and LIA RIVADENEYRA, on behalf of  
11 themselves and others similarly situated, )

No. CV 06-2482-PHX-SMM

**ORDER**

11 Plaintiffs, )

12 v. )

13 TERRY GODDARD, Attorney General of  
14 the State of Arizona, in his individual and  
15 official capacities, and CAMERON)  
16 (“KIP”) HOLMES, in his individual  
17 capacity, )

16 Defendants. )

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19 On November 6, 2008, the Court issued an Order regarding Defendants’ request  
20 for an evidentiary hearing on class certification (Doc. 148). Defendants requested a  
21 hearing to “take evidence from a limited number of relevant law enforcement officials  
22 concerning the facts supporting a belief that seized transactions were involved in criminal  
23 activity.” (Doc. 92). While the Court found that Defendants provided no arguments or  
24 case law as to how the law enforcement officials’ testimony related to the class  
25 certification requirements of Rule 23, the Court allowed Defendants to provide additional  
26 briefing regarding the relevancy of the evidence as it related to the class certification  
27 prerequisites.  
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