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UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

BARTON PROPERTIES, INC., a California corporaiton and)	Case No. CV 10-08245 DDP (RZx)
KENTUCK OIL LLC, a Kentucky limited liability company,)	
)	ORDER GRANTING PLAINTIFFS' MOTION
Plaintiff,)	FOR LEAVE TO FILE SECOND AMENDED
)	COMPLAINT
v.)	
)	[Dkt. No. 45]
JOHN BURSE, an individual,)	
JOHN ROBBINS, an individual,)	
)	
Defendants.)	

Presently before the court is Plaintiffs' Motion for Leave to File Second Amended Complaint. Because Defendant has not filed an opposition, the court GRANTS the motion.


Central District of California Local Rule 7-9 requires an opposing party to file an opposition to any motion at least twenty-one (21) days prior to the date designated for hearing the motion. C.D. CAL. L.R. 7-9. Additionally, Local Rule 7-12 provides that "[t]he failure to file any required paper, or the failure to file it within the deadline, may be deemed consent to the granting or denial of the motion." C.D. CAL. L.R. 7-12.

1 The hearing on Plaintiffs' motion was set for January 9, 2012.
2 Defendant's opposition was therefore due by December 19, 2011. As
3 of the date of this Order, Defendant has not filed an opposition,
4 or any other filing that could be construed as a request for a
5 continuance. Accordingly, the court deems Defendant's failure to
6 oppose as consent to granting the motion for leave to file a second
7 amended complaint, and GRANTS the motion. Plaintiffs shall file an
8 amended complaint, in accordance with the Clerk's Office filing
9 procedures, within fourteen days of the date of this order.

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IT IS SO ORDERED.

Dated: January 3, 2012


DEAN D. PREGERSON
United States District Judge