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9 **UNITED STATES DISTRICT COURT**
 10 **CENTRAL DISTRICT OF CALIFORNIA**

11 DON HENLEY, MIKE CAMPBELL, and
 12 DANNY KORTCHMAR

13 Plaintiffs,

14 v.

15 CHARLES S. DEVORE and JUSTIN
 HART,

16 Defendants.
 17

18 AND RELATED COUNTERCLAIMS
 19

Case No. SACV09-0481 JVS (RNBx)

**DEFENDANTS’ NOTICE OF
 MOTION AND MOTION FOR
 CERTIFICATION OF ORDER FOR
 INTERLOCUTORY REVIEW UNDER
 28 U.S.C. § 1292(b)**

**[PROPOSED ORDER FILED
 CONCURRENTLY HEREWITH]**

Date: July 19, 2010
 Time: 09:00 a.m.
 Courtroom: 10C

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 21 **TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:**

22 PLEASE TAKE NOTICE THAT on July 19, 2010 at 09:00 a.m. before Judge James
 23 V. Selna of this Court, Defendants Charles S. Devore and Justin Hart, will and hereby do
 24 move the Court for an order certifying its Order Granting in Part and Denying in Part
 25 Plaintiffs’ Motion for Partial Summary Judgment and Defendants’ Motion for Summary
 26 Judgment or, in the Alternative, Partial Summary Judgment (“Order”) for interlocutory
 27 review under 28 U.S.C. § 1292(b). Defendants further ask that the Court stay the trial-
 28 court litigation while the appeal is pending.

1 This motion is based upon this Notice of Motion, the Motion itself, the documents on
2 file with this Court already and any argument as may be presented by counsel at the
3 hearing.

4 This motion is made following the conference of counsel pursuant to L.R. 7-3 which
5 took place on June 21, 2010.

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7 Dated: June 21, 2010

ONE LLP

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10 By: /s/ Christopher W. Arledge
11 Christopher W. Arledge
12 Attorneys for Defendants, Charles S. Devore and
13 Justin Hart
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