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5 **UNITED STATES DISTRICT COURT**
6 **EASTERN DISTRICT OF CALIFORNIA**
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8 **TERRY D. HAMILTON, et al.,**

9 **Plaintiffs**

10 **v.**

11 **HENRY W. WILMMS, et al.,**

12 **Defendants**
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CASE NO. 1:02-CV-6583 AWI SMS

**ORDER VACATING TRIAL SETTING
CONFERENCE**

14 On February 12, 2015, Plaintiffs' counsel, Michael Abbott made a motion to withdraw
15 from this case. Doc. 811. The motion set the hearing for March 9, 2015. Local Rule 230 states
16 that a hearing is to be set "not less than twenty-eight (28) days after service and filing of the
17 motion. Motions defectively noticed shall be filed, but not set for hearing; the Clerk shall
18 immediately notify the moving party of the defective notice and of the next available dates and
19 times for proper notice, and the moving party shall file and serve a new notice of motion setting
20 forth a proper time and date." The motion is improperly noticed as there are fewer than 28 days
21 between the filing and serving of the notice and the hearing date. Plaintiffs' counsel is directed to
22 renotice the motion properly. Additionally, the trial setting conference set for March 2, 2015 is
23 VACATED as no trial can be set until issues surrounding Plaintiffs' representation are resolved.
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25 IT IS SO ORDERED.

26 Dated: February 21, 2015


27 SENIOR DISTRICT JUDGE
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