

**UNITED STATES DISTRICT COURT**

EASTERN DISTRICT OF CALIFORNIA

ROBERTO A. SOTELO,

CASE NO. 1:08-cv-01342-LJO-SKO PC

Plaintiff,

ORDER CONTINUING DEFENDANTS’  
MOTION FOR SUMMARY JUDGMENT  
FROM COURT’S CALENDAR UNTIL  
MOTION IS SUBMITTED PURSUANT TO  
LOCAL RULE 230

v.

T. BIRRING, et al.,

(Doc. 41)

Defendants.

On January 25, 2011, Defendants Biring and Das filed a motion for summary judgment. Subsequently, the Court appointed counsel to represent Plaintiff and a scheduling conference is set for October 27, 2011. On July 26, 2011, the Court ordered Defendants to file a notice either withdrawing their motion pending further scheduling or stating their intent to stand by their motion as filed. On August 5, 2011, Defendants notified the Court that they do not wish to withdraw their motion and they intend to stand by the motion as is.

Accordingly, in light of 28 U.S.C. § 476(a)(1), the Civil Justice Reform Act, Defendants’ motion for summary judgment is ORDERED CONTINUED from the Court’s calendar until Plaintiff’s opposition is filed and the motion is submitted pursuant to Local Rule 230.<sup>1</sup>

IT IS SO ORDERED.

**Dated:** August 9, 2011

/s/ Lawrence J. O’Neill  
UNITED STATES DISTRICT JUDGE

<sup>1</sup> A deadline for opposing the motion will be set during the scheduling conference. This order is solely administrative and nothing is required of the parties.