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**IN THE UNITED STATES DISTRICT COURT FOR THE
EASTERN DISTRICT OF CALIFORNIA**

CLARENDON AMERICA INSURANCE)
COMPANY,)
)
Plaintiff,)
)
v.)
)
PROBUILDERS SPECIALTY)
INSURANCE COMPANY, RRG, a Risk)
Retention Group; and DOES 1 through 20,)
inclusive,)
)
Defendants.)
_____)

NO. 1:08-CV-01667-AWI-DLB
ORDER VACATING
JANUARY 12, 2009 HEARING
DATE AND TAKING MATTER
UNDER SUBMISSION

PROBUILDERS SPECIALTY)
INSURANCE COMPANY, RRG, a Risk)
Retention Group,)
)
Third-Party Plaintiff,)
)
v.)
)
TERRY TUELL CONCRETE, INC., and)
DOES 1 through 50, inclusive,)
)
Third-Party Defendants.)
_____)

Third-Party Defendant’s motion to dismiss has been set for hearing in this case on
January 12, 2009. The court has reviewed the papers and has determined that this matter is
suitable for decision without oral argument. Local Rule 78-230(h). Therefore, IT IS HEREBY

1 ORDERED that the previously set hearing date of January 12, 2009, is VACATED, and the
2 parties shall not appear at that time. As of January 12, 2009, the court will take the matter under
3 submission, and will thereafter issue its decision.

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6 IT IS SO ORDERED.

7 **Dated: January 6, 2009**

/s/ Anthony W. Ishii
CHIEF UNITED STATES DISTRICT JUDGE

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