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

7  
8 **ALLSTATE INSURANCE**  
**COMPANY,**

9 **Plaintiff,**

10 v.

11 **JEANIE MCINTOSH and TAMARA**  
12 **ANN ASHLEY,**  
\_\_\_\_\_ )

**1: 08-CV-1765 AWI DLB**

**ORDER LIFTING STAY**

**ORDER REFERRING ACTION**  
**TO THE MAGISTRATE**  
**JUDGE FOR A SCHEDULING**  
**CONFERENCE**

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14 On November 18, 2008, Plaintiff filed this action for declaratory relief and  
15 reimbursement. After receiving notice that Defendant Jeanie McIntosh had filed a Chapter  
16 11 Bankruptcy Petition, on March 4, 2009, the court stayed this action pursuant to 11 U.S.C.  
17 § 362(a).

18 Plaintiff has filed a status report that provides evidence that the Bankruptcy Court  
19 lifted the automatic stay in this action. Thus, any stay issued by this court is lifted, and the  
20 parties should proceed with a scheduling conference.

21 Accordingly, the court ORDERS that:

- 22 1. The court's March 4, 2009 stay is LIFTED; and  
23 2. This matter is referred to the Magistrate Judge for further a scheduling  
24 conference.

25 IT IS SO ORDERED.

26 **Dated: October 9, 2009**

27 **/s/ Anthony W. Ishii**  
28 **CHIEF UNITED STATES DISTRICT JUDGE**