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6 **UNITED STATES DISTRICT COURT**
78 EASTERN DISTRICT OF CALIFORNIA
910 TED KEENER ERNST,) 1:08-cv-01940 OWW GSA
11 v. Plaintiff,) ORDER VACATING ORDER ISSUED ON
12 MATTHEW CATE, et al.,) APRIL 14, 2009 (Doc. 20)
13 Defendants.)
1415 On April 14, 2009, an order denying Defendant's motion to dismiss was issued. The
16 order is hereby VACATED. Findings and recommendations regarding Defendant's motion to
17 dismiss will be forthcoming.18
19 IT IS SO ORDERED.20 Dated: April 14, 200921 /s/ Gary S. Austin
22 UNITED STATES MAGISTRATE JUDGE
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