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6 Attorneys for **Defendant,**
BARA INFOWARE, INC.

8 **UNITED STATES DISTRICT COURT**
 9 **EASTERN DISTRICT OF CALIFORNIA**
 10 **FRESNO DIVISION**

11 HYDROTECH, INC., a Nevada corporation,))
 12 Plaintiff,))
 13 vs.))
 14 BARA INFOWARE, INC., a California))
 corporation; U.S. SPECIALTY))
 15 INSURANCE COMPANY, a Texas))
 corporation; and DOES I through X,))
 16 inclusive,))
 17 Defendants.))
 18))
 19))

Case No.: 1:09-CV-00069-OWW-SMS

**ORDER RE: HYDROTECH INC.’S
 MOTION TO WITHDRAW
 ADMISSIONS AND FOR LEAVE TO
 RESPOND TO REQUESTS FOR
 ADMISSION AND HYDROTECH INC.’S
 MOTION TO BE RELIEVED AS
 COUNSEL**

Date: August 3, 2009
 Time: 10:00 a.m.
 Courtroom: 3
 Judge: Honorable Oliver W. Wanger

21 The motion of plaintiff HYDORTECH, INC. (“Hydrotech”) to Withdraw Admissions
 22 and for Leave to Respond to Requests for Admission, and the motion of John D. Moore, Esq. to
 23 be relieved as counsel for Hydrotech came on for hearing before the Honorable Oliver W.
 24 Wanger at the hour of 10:00 a.m. on August 3, 2009. John D. Moore of the Law Offices of
 25 Michael B. Springer appeared on behalf of HYDROTECH, INC. (“Hydrotech”). G. Andrew
 26 Slater of Kimble, MacMichael & Upton, a professional corporation, appeared on behalf of
 27 defendant BARA INFOWARE, INC. (“Bara”). Collin D. Cook of Lanak & Hanna, P.C.,
 28 appeared on behalf of defendant U.S. SPECIALTY INSURANCE COMPANY (“USSIC”). The

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1 court having reviewed the documents and papers herein, and good cause appearing therefore:

2 **IT IS HEREBY ORDERED**, that Hydrotech's motion to Withdraw Admissions and for
3 Leave to Respond to Requests for Admission is granted and its admissions withdrawn.

4 **IT IS FURTHER ORDERED**, that John D. Moore's motion to be relieved as counsel
5 for Hydrotech is granted and Hydrotech is ordered to secure new legal counsel and file with this
6 Court a Substitution of Attorney identifying its new legal counsel on or before August 13, 2009.

7 **IT IS FURTHER ORDERED**, that Hydrotech serve Bara with amended responses to
8 Bara's Request for Admissions, Set One; and that Hydrotech must serve Bara with responses to
9 all outstanding written discovery propounded by Bara in the above action (Request for
10 Production of Documents, Set One and Set Two, and Special Interrogatories, Set One) on or
11 before August 28, 2009.

12 **IT IS FURTHER ORDERED**, that Hydrotech file any Opposition to Bara's pending
13 Motion for Summary Judgment on or before September 11, 2009.

14 **IT IS FURTHER ORDERED**, that Bara's Motion for Summary Judgment be heard on
15 September 28, 2009, in Courtroom 3 of this Court at 10:00 a.m.

16 The Court reserves the right to rule on the issue of sanctions against Hydrotech as
17 requested in Bara's Opposition to Hydrotech's Motion to Withdraw Admissions and for Leave to
18 Respond to Requests for Admission.

19 Dated: 8/10/2009

/s/ OLIVER W WANGER
HONORABLE OLIVER W. WANGER
UNITED STATES DISTRICT COURT JUDGE

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