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**UNITED STATES DISTRICT COURT**  
EASTERN DISTRICT OF CALIFORNIA

MONTRY McNALLY; RUBY BELL; and  
KENNETH BALES,

Plaintiffs,

v.

EYE DOG FOUNDATION FOR THE  
BLIND, INC.; EYE DOG FOUNDATION  
PROFIT SHARING PLAN; GWEN  
BROWN, an individual, and DOES 1  
THROUGH 50,

Defendants.

CASE NO. 1:09-cv-01184-AWI-SKO

**ORDER SETTING A BRIEFING  
SCHEDULE AND A HEARING**

(Docs. 129, 131)

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On July 22, 2011, Mr. Harrison, Defendants' counsel, filed an "Ex Parte Application for Withdrawal As Attorney of Record" ("Application for Withdrawal"). (Doc. 129.) On that same day, Chief District Judge Ishii ordered both parties to file supplemental briefs regarding an ERISA preemption issue relevant to Plaintiffs' pending motion for summary judgment. (Doc. 130.)

On July 26, 2011, Mr. Harrison filed a statement requesting clarification of Judge Ishii's supplemental briefing order. (Doc. 131.)

**Supplemental Briefing Schedule:**

Due to Judge Ishii's order regarding supplemental briefing, the following schedule is  
ORDERED:

1. **On or before August 5, 2011**, Plaintiffs shall file a supplemental brief on the issue of whether Plaintiffs' state law claims are preempted under ERISA;

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