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IN THE UNITED STATES DISTRICT COURT FOR THE

EASTERN DISTRICT OF CALIFORNIA

GORDON NICHOLSON, an individual, and LORRAINE NICHOLSON, an individual, Plaintiffs, v. COUNTY OF STANISLAUS, a public entity, JANICE McCLENDON, an individual, and DOES 1 through 50, inclusive, Defendants.	NO. 1:09-CV-01941-AWI-SMS ORDER VACATING DECEMBER 14, 2009 HEARING DATE AND TAKING MATTER UNDER SUBMISSION

Defendants' motion to dismiss has been set for hearing in this case on December 14, 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 ORDERED that the previously set hearing date of December 14, 2009, is VACATED, and the parties shall not appear at that time. As of December 14, 2009, the court will take the matter under submission, and will thereafter issue its decision.

IT IS SO ORDERED.

Dated: December 9, 2009 **/s/ Anthony W. Ishii**
CHIEF UNITED STATES DISTRICT JUDGE

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