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8 **UNITED STATES DISTRICT COURT**

9 EASTERN DISTRICT OF CALIFORNIA

10
11 JOHN R. MARTINEZ,

12 Plaintiff.

13 v.

14 JAMES TILTON, et al.,

15 Defendants.

Case No. 1:10-cv-01501-SKO PC

ORDER VACATING HEARING SET FOR JUNE
26, 2013, AT 9:30 A.M.

(Doc. 27)

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17 Defendants' motion to dismiss is set for a hearing on June 26, 2013, at 9:30 a.m. The
18 Court has reviewed the motion and the opposition, and finds it appropriate for the motion to be
19 submitted upon the record without oral argument, once the reply is filed or the deadline to file the
20 reply expires without reply. Local Rule 230(g).

21 Accordingly, the hearing set for June 26, 2013, at 9:30 a.m. is HEREBY VACATED.

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23 IT IS SO ORDERED.

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25 Dated: **June 13, 2013**

/s/ Sheila K. Oberto
UNITED STATES MAGISTRATE JUDGE