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11 and THE TRUST OF ANTHONY M. COPPOLA

12 UNITED STATES DISTRICT COURT
13 EASTERN DISTRICT OF CALIFORNIA - FRESNO DIVISION

14 VIOLA M. COPPOLA IRREVOCABLE
15 TRUST, GARY COPPOLA, and THE TRUST
16 OF ANTHONY M. COPPOLA;

17 Plaintiffs,

18 v.

19 PARAGON CLEANERS INC., (formerly sued
20 as GREGORY SMITH, an individual), *et al.*

21 Defendants.

Case No.: 1:11-CV-01257-AWI-BAM

**ORDER GRANTING RATIFICATION BY
THE REAL PARTY IN INTEREST
PURSUANT TO RULE 17**

ORDER VACATING MOTION HEARING

22 RELATED CROSS AND COUNTER-CLAIMS
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1 Currently before the Court is Plaintiffs' application for ratification of the real party in interest
2 regarding Gary Coppola as Successor Trustee of the Viola M. Coppola Irrevocable Trust and Gary
3 Coppola as Trustee of the Trust of Anthony M. Coppola pursuant to Federal Rule of Civil Procedure
4 17. Fed. R. Civ. P 17(a); (Doc. 357). Although the time for filing an opposition to the motion has
5 passed, no opposition was filed. (Doc. 358). Accordingly, the Court deems the matter suitable for
6 decision without oral argument pursuant to Local Rule 230(g), and the hearing scheduled for
7 January 29, 2016, is HEREBY VACATED.

8 Having considered the moving papers, the lack of opposition, all other evidence in the
9 record, and for good cause shown, Plaintiffs' application is GRANTED.

10 IT IS HEREBY ORDERED that the following real parties in interest for purposes of the
11 entire above action—in the capacity of plaintiffs and counter/cross-defendants—are as follows:

- 12 • Gary Coppola, as an individual;
- 13 • Gary Coppola, as successor trustee of the Viola M. Coppola Irrevocable Trust (in
14 conformity with this Court's prior Order of April 18, 2014 (Doc. 213) and to correct
15 the current Seventh Amended Complaint, and all counterclaims.);
- 16 • Gary Coppola, as trustee of the Anthony M. Coppola Trust.

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18 IT IS SO ORDERED.

19 Dated: January 21, 2016

/s/ Barbara A. McAuliffe
UNITED STATES MAGISTRATE JUDGE