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**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA**

ANNETTE SMITH,  
  
Plaintiff,  
  
vs.  
  
COUNTY OF STANISLAUS,  
  
Defendant.

CASE NO. CV F 11-1655 LJO SKO  
  
**ORDER TO VACATE HEARING AND SET  
BRIEFING SCHEDULE**  
(Doc. 7.)

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With reassignment of this action, this Court:

- 1. VACATES the January 30, 2012 hearing on defendant’s F.R.Civ.P. 12 motion;
- 2. ORDERS plaintiff, no later than January 17, 2012, to file and serve papers in response to defendant’s F.R.Civ.P. 12 motion; and
- 3. ORDERS defendant, no later than January 24, 2012 to file reply papers, as necessary.

Pursuant to its practice, this Court will consider defendant’s F.R.Civ.P. 12 motion on the record without a hearing. *See* Local Rule 230(g).

IT IS SO ORDERED.

**Dated: December 20, 2011**

**/s/ Lawrence J. O'Neill**  
UNITED STATES DISTRICT JUDGE