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

In re: AUGUSTINE PENA, III,)
)
) **Debtor.**)
)
)
)
) **AUGUSTINE PENA, III,**)
)
) **Appellant,**)
)
) **v.**)
)
) **TRUDI MANFREDO, CHAPTER 7**)
) **TRUSTEE; UNITED STATES**)
) **TRUSTEE,**)
)
) **Appellee.**)

**DISTRICT COURT CASE
NO. CIV-F-12-1233 AWI**
**BANKRUPTCY COURT CASE
NO. 12-13170**
**ORDER VACATING HEARING OF
MARCH 4, 2012**

This appeal was filed on July 27, 2012. Doc. 1. On August 1, 2012, the court received a notice of incomplete or delayed record from the bankruptcy court. Doc. 3. On February 1, 2013, the court set a hearing for March 4, 2013 to consider dismissal for lack of prosecution. Doc. 4. On February 28, 2013, the certificate of complete record on appeal was received. Doc. 7. The appeal is now ready to move forward. The hearing of March 4, 2013 is VACATED.

IT IS SO ORDERED.

Dated: March 1, 2013



SENIOR DISTRICT JUDGE