

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

NEIL O'BRIEN, an Individual,) 1:12-CV-2017 AWI SAB
Plaintiff,) ORDER VACATING
v.) MARCH 4, 2013 HEARING
DR. JOHN WELTY, DR. PAUL M.) DATE AND TAKING MATTER
OLIARO, DR. CAROLYN V. COON,) UNDER SUBMISSION
DR. VICTOR M. TORRES, DR. MARIA)
LOPES, DR. LUZ GONZALEZ)
DR. MATTHEW JENDIAN, AND)
DOES 1 THROUGH 25, INCLUSIVE,)
Defendants.)

Defendant has filed a motion to dismiss Plaintiff's first amended complaint. The hearing has been set for March 4, 2013. On February 19, 2013, Plaintiff filed an opposition to the motion. The court has reviewed the papers and has determined that this matter is suitable for decision without oral argument. See Local Rule 230(g).

Therefore, IT IS HEREBY ORDERED that the previously set hearing date of March 4, 2013 is VACATED and the parties shall not appear at that time. As of March 4, 2013, the court will take the matter under submission and will thereafter issue its decision.

IT IS SO ORDERED.

Dated: February 28, 2013

SENIOR DISTRICT JUDGE