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3 **IN THE UNITED STATES DISTRICT COURT FOR THE**
4 **EASTERN DISTRICT OF CALIFORNIA**
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6 DIANE GOINS et al.,

1:13-cv-01245-AWI-SKO

7 Plaintiffs,

**ORDER VACATING HEARING
DATE AND TAKING MATTER
UNDER SUBMISSION**

8 v.

9 COUNTY OF MERCED, et al.,

10 Defendants.
11 _____/

12
13 Defendant Merle Wayne Hutton has filed a motion to dismiss and/or strike portions of the
14 complaint or for a more definite statement, set for hearing on Monday, October 28, 2013.
15 Plaintiffs Diane Goins and Wesley Rentfrow have filed an opposition. Having reviewed the
16 pleadings of record and all competent and admissible evidence submitted, the Court finds this
17 matter suitable for decision without oral argument. *See* Eastern District Local Rule 230(g).

18 Accordingly, IT IS HEREBY ORDERED that the hearing date of October 28, 2013 is
19 VACATED and the parties shall not appear at that time. The Court will take the matter under
20 submission and thereafter issue its decision.

21
22 IT IS SO ORDERED.

23 Dated: October 25, 2013



24 SENIOR DISTRICT JUDGE
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