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5 UNITED STATES DISTRICT COURT
6 EASTERN DISTRICT OF CALIFORNIA
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8 CLIFFORD E. CURRY, SR.,

CASE NO. CV F 13-1382 LJO BAM

9 Plaintiff,

**ORDER TO REFER MOTION TO
10 MAGISTRATE JUDGE AND TO VACATE
11 HEARING
(Doc. 9.)**

12 vs.

13 TOM HEID, et al.,

14 Defendants.
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16 _____/

17 To expedite this matter and to promote best use of resources, this Court REFERS
18 defendant United States' F.R.Civ.P. 12 motion to dismiss (doc. 9) to U.S. Magistrate Judge
19 Barbara A. McAuliffe to issue findings and recommendations or orders deemed appropriate.
20 This Court VACATES the November 14, 2013 hearing on the motion to dismiss set before
21 U.S. District Judge Lawrence J. O'Neill and ORDERS the parties not to appear in Court at the
22 time set for the hearing.

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24 IT IS SO ORDERED.

25 Dated: October 9, 2013

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