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5 **UNITED STATES DISTRICT COURT**
6 **EASTERN DISTRICT OF CALIFORNIA**
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8 **MANDAY MARIE FIRAT,**
9 **Plaintiff,**

10 **v.**

11 **ATC ASSESSMENT COECTION**
12 **GROUP,**
13 **Defendants,**

CASE NO. 1:13-CV-1937 AWI GSA
ORDER VACATING FEBRUARY 3,
2014 HEARING DATE

(Docs. 4, 10)

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16 Defendant has filed a motion for summary judgment, and Defendant's motion has been set
17 for hearing on February 3, 2014. Plaintiff filed an opposition on January 6, 2014. On January 27,
18 2014, the final day upon which Defendant's reply would have been timely, Defendant filed an ex
19 parte application to continue the motion for summary judgment's hearing date continued until
20 February 24, 2014. Plaintiff has opposed this continuance.

21 The Court has reviewed the papers and has determined that this matter is suitable for
22 decision without oral argument. See Local Rule 230(g). Accordingly, no hearing on the matter is
23 necessary and the application to continue the hearing regarding Defendant's motion to dismiss is
24 rendered moot.

25 Therefore, IT IS HEREBY ORDERED that:

- 26 1. The previously set hearing date of February 3, 2014, is VACATED, and the parties
27 shall not appear at that time.
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As of February 3, 2014, the Court will take the matter under submission, and will thereafter issue its decision.

IT IS SO ORDERED.

Dated: January 31, 2014



SENIOR DISTRICT JUDGE