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8 **UNITED STATES DISTRICT COURT**
9 **EASTERN DISTRICT OF CALIFORNIA**
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11 DARREN HANDY,) Case No.: 1:14-cv-01355 - JLT
12 Plaintiff,)
13 v.) ORDER CONTINUING THE HEARING TO
14 LOGMEIN, INC.,) JANUARY 20, 2016
15 Defendant.) ORDER SETTING SUPPLEMENTAL BRIEFING
16) SCHEDULE
_____)

17 In light of the evidence presented by Defendant in support of its motion to dismiss (Doc. 63),
18 the Court is considering whether to convert the motion to one brought under Fed. R. Civ. P. 56. Thus,
19 Plaintiff is permitted to respond or submit pertinent evidence and argument to counter that presented
20 by Defendant. If Plaintiff elects to file any supplemental briefing or submit evidence, he must do so
21 no later than **December 28, 2015**. Defendant's reply thereto shall be filed no later than **January 6,**
22 **2016**.

23 To allow for this further briefing and submission of evidence, the hearing on the motion to
24 dismiss is **CONTINUED** to **January 20, 2016** at 9:00 a.m.

25
26 IT IS SO ORDERED.

27 Dated: **December 8, 2015**

/s/ Jennifer L. Thurston
UNITED STATES MAGISTRATE JUDGE