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5 **UNITED STATES DISTRICT COURT**

6 EASTERN DISTRICT OF CALIFORNIA

8 SAMUEL LEON,

9 Plaintiff,

10 v.

11 DATA CHECK OF AMERICA aka DATA
CHECK OF NEVADA, LLC,

12 Defendant.

Case No. 1:16-cv-00744-LJO-SAB

ORDER RE STIPULATION TO SET ASIDE
CLERK'S ENTRY OF DEFAULT AGAINST
DEFENDANT DATA CHECK OF
AMERICA aka DATA CHECK OF
NEVADA, LLC

(ECF Nos. 9, 11)

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14 Pursuant to the stipulation of the parties to set aside default (ECF No. 11), IT IS
15 HEREBY ORDERED that:

- 16 1. The entry of default on July 27, 2016, is set aside (ECF No. 9);
17 2. Plaintiff's first amended complaint (ECF No. 12) is the operative complaint in
18 this matter; and
19 3. The scheduling conference in this matter is reset for December 5, 2016, at 3:15
20 p.m.

21 IT IS SO ORDERED.

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23 Dated: October 17, 2016


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UNITED STATES MAGISTRATE JUDGE