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5 **UNITED STATES DISTRICT COURT**
6 **EASTERN DISTRICT OF CALIFORNIA**
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8 **JAMES JACK, JR.,**

9 **Plaintiff**

10 **v.**

11 **STANISLAUS COUNTY DEPUTY**
12 **SHERIFF ERIC PEARSON and**
13 **STANISLAUS COUNTY DEPUTY**
14 **SHERIFF CODY GUNSOLLEY ,**

15 **Defendants**

CASE NO. 1:17-CV-0520 AWI SAB

**ORDER VACATING HEARING AND
ORDER ON APPLICATION TO
SHORTEN TIME**

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17 On February 16, 2018, Defendants filed a motion to dismiss. Hearing on this motion was
18 set for March 26, 2018.

19 On March 1, 2018, Plaintiff filed an opposition to the motion to dismiss.

20 On March 2, 2018, Plaintiff filed an ex parte application to shorten time with respect to the
21 motion to dismiss hearing.

22 On March 8, 2018, Defendants filed a reply to Plaintiff's opposition to the motion to
23 dismiss.

24 From the above, the motion to dismiss is now fully briefed. The Court has reviewed the
25 submissions of the parties and determined that the motion to dismiss is suitable for decision
26 without oral argument or hearing. See Local Rule 230(g). Therefore, the Court will vacate the
27 March 26, 2018 hearing, take the motion to dismiss under submission, and deny as moot
28 Plaintiff's application to shorten time.

ORDER

Accordingly, IT IS HEREBY ORDERED that:

1. The March 26, 2018 hearing date is VACATED;
2. Defendants' motion to dismiss is taken under submission, and a decision will issue on the motion hereafter; and
3. Plaintiff's application to shorten time is DENIED as moot.

IT IS SO ORDERED.

Dated: March 9, 2018



SENIOR DISTRICT JUDGE