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**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA**

DAVID B. JOHNSON,

Plaintiff,

vs.

R.J. SUBIA, *et al.*,

Defendants.

Case No. 2:07-cv-02002-PMP-GWF

ORDER

Motion for Default (Dkt. #25) and
Motion for 30 Day Extension
(Dkt. #27)

This matter is before the Court on Plaintiff’s Motion for Default (Dkt. #25), filed June 21, 2009; Plaintiff’s Motion to Withdraw the Motion for Default (Dkt. #33), filed September 21, 2009; Defendants’ Motion for 30 Day Extension of Time to Respond to Plaintiff’s Complaint (Dkt. #27), filed September 14, 2009; and Plaintiff’s Non-Opposition to Defendants’ Request for an Extension of Time (Dkt. #31), filed September 21, 2009.

Having reviewed the pleadings in this matter, and good cause appearing therefor,

IT IS HEREBY ORDERED that Plaintiff’s Motion to Withdraw the Motion for Default (Dkt. #33) is **granted**. The Clerk of the Court shall **withdraw** Plaintiff’s Motion for Default (Dkt. #25).


IT IS FURTHER ORDERED that Defendants’ Motion for 30 Day Extension of Time to Respond to Plaintiff’s Complaint (Dkt. #27) is **granted**. Defendants shall have thirty (30) days from the date of this order to submit a response to Plaintiff’s Complaint.

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IT IS FURTHER ORDERED that the stay in this matter is **lifted**.

DATED this 26th day of October, 2009.



GEORGE FOLEY, JR.
United States Magistrate Judge