

1 therefore request that in addition to the original Summons
2 Returned Executed be withdrawn for both Defendants Moe
3 Shafiee and Farideh Shafiee, I also request that related
4 Clerk's Entry of Default, and Motion for Default Judgment
5 be withdrawn. The Motion for Default Judgment hearing was
6 VACATED by MINUTE ORDER dated June 6, 2009. I further
7 request that a new initial Scheduling Conference be set. I
8 also request that Defendant Farideh Shafiee be dismissed
9 without prejudice. The only remaining parties consist of
10 the Plaintiff Scott N. Johnson and Defendant Moe Shafiee.
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15 Dated: January 30, 2009 /s/Scott N. Johnson _____
16 Scott N. Johnson,
17 Attorney for Plaintiff
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20 **IT IS SO ORDERED:** that the current Motion for Default
21 Judgment is VACATED, Defendant Farideh Shafiee is dismissed
22 without prejudice, and a new Scheduling Conference is set
23 for April 20, 2009 at 3:00 p.m.
24

25 Dated: February 5, 2009

26 
27 LAWRENCE K. KARLTON
28 SENIOR JUDGE
UNITED STATES DISTRICT COURT

PLAINTIFF'S REQUEST AND PROPOSED ORDER RE: WITHDRAWAL OF PLAINTIFF'S MOTION FOR