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8 UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA
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11 MRW, INC., a California
12 corporation; and 500 LUTHER
13 ROAD LLC, a California
14 limited liability company,

NO. CIV. S-08-1732 LKK/DAD

Plaintiff,

15 v.

O R D E R

16 BIG-O TIRES, LLC, a Nevada
17 limited liability company;
18 CIT SMALL BUSINESS LENDING
19 CORPORATION, a Delaware
20 corporation; and DOES 1
through 50, inclusive,

Defendants.
_____/

21 Pending before the court is defendants' motion for
22 certification of this court's November 26, 2008 order for
23 interlocutory appeal and for stay of proceedings. The court does
24 not find oral argument necessary in this matter. Accordingly, the

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26 ////

1 hearing currently set for January 30, 2009 is VACATED.


2 IT IS SO ORDERED.

3 DATED: January 27, 2009.

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LAWRENCE K. KARLTON
SENIOR JUDGE
UNITED STATES DISTRICT COURT

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