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

**UNITED STATES OF AMERICA, and
CALIFORNIA DEPARTMENT OF TOXIC
SUBSTANCES CONTROL,**

Plaintiffs,

v.

**STERLING CENTRECORP INC.
STEPHEN P. ELDER, and
ELDER DEVELOPMENT, INC.**

Defendants,

Case No. 2:08 cv 02556 MCE JFM

ORDER

Judge Morrison C. England, Jr.
Trial Date: None set
Action Filed: October 27, 2008

The court, having reviewed the Stipulation of the Parties to Continue the Hearing Date of
the California Department of Toxic Substances Control’s Motion to Dimiss Counterclaim and

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Strike Affirmative Defenses of Stephen P. Elder and Elder Development Inc., and finding sufficient basis to continue the hearing date,

HEREBY ORDERS AS FOLLOWS:

The Motion of the California Department of Toxic Substances Control to Dismiss Counterclaim and Strike Affirmative Defenses of Stephen P. Elder and Elder Development Inc., is continued from January 28, 2010 at 2:00 p.m. to February 12, 2010 at 2:00 p.m.

DATED: December 23, 2009



MORRISON C. ENGLAND, JR.
UNITED STATES DISTRICT JUDGE