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

10 SCOTT N. JOHNSON,

11 Plaintiff,

No. CIV S-09-0335 GEB EFB

12 vs.

13 A&B FAMILY INC., d/b/a  
14 CERTIFIED MOTORS, et al.,

15 Defendants.

ORDER

16 Following the July 22, 2009 hearing on plaintiff's motion for default judgment, Dckt. No.  
17 12, plaintiff filed a request that his motion be withdrawn without prejudice, so that plaintiff may  
18 re-serve process upon defendant A&B Family Inc., d/b/a/ Certified Motors, Dckt. No. 16.

19 Accordingly, for the reasons stated on the record and for good cause shown, IT IS  
20 HEREBY ORDERED that:

21 1. Plaintiff's motion for default judgment, Dckt. No. 12, shall be deemed withdrawn  
22 without prejudice;

23 2. The Clerk of Court is directed to set aside the May 26, 2009 Entry of Default as to  
24 A&B Family, Inc., Dckt. No. 10; and


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1           3. Plaintiff shall, within twenty days of the filing date of this order, serve process upon  
2 defendant A&B Family Inc., d/b/a/ Certified Motors.

3           SO ORDERED.

4           DATED: August 4, 2009.

  
EDMUND F. BRENNAN  
UNITED STATES MAGISTRATE JUDGE