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 6 NORMAN JACOBSON REALTY RESOURCES,
 INC., NORMAN JACOBSON, CESAR FONG and
 7 MICHAEL SCHEIDE

8 UNITED STATES DISTRICT COURT
 9 EASTERN DISTRICT OF CALIFORNIA

11 ALBERT & MARY NELSON

12 Plaintiff,

13 v.

14 NORMAN JACOBSON REALTY
 15 RESOURCES, INC., NORMAN JACOBSON,
 CEASAR FONG, MICHAEL SCHIEDE, and
 16 DOES 1 to 10, inclusive,

17 Defendants.

Case No. 2:09-CV-02034-JAM-KJN

**ORDER GRANTING DEFENDANTS'
 MOTION TO DISMISS COMPLAINT
 BY MARY NELSON**

Date: June 2, 2010
Time: 9:30 a.m.
Courtroom: 6

Complaint Filed: June 17, 2009
 Trial Date: January 31, 2010

18 DEFENDANTS NORMAN JACOBSON REALTY RESOURCES, INC.,
 19 NORMAN JACOBSON, CESAR FONG and MICHAEL SCHEIDE'S ("Defendants") Motion to
 20 Dismiss Complaint ("Complaint") by Plaintiff Mary Nelson ("Plaintiff") came on regularly for
 21 hearing before this Court on June 2, 2010, in Courtroom 6, the Honorable John A. Mendez
 22 presiding.

23 After consideration of the moving papers and no opposition papers having been
 24 filed, the oral argument of counsel, and all other matters presented to this Court, IT IS HEREBY
 25 ORDERED that due to the Plaintiffs' failure to file a Motion for Substitution pursuant to Federal
 26 Rule of Civil Procedure ("FRCP") 25(a), Defendants' Motion to Dismiss Complaint by Plaintiff
 27 Mary Nelson is GRANTED.
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IT IS SO ORDERED.

Dated: June 3, 2010

/s/ John A. Mendez
HON. JOHN A. MENDEZ
UNITED STATES DISTRICT JUDGE