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6 Attorneys for defendant  
 7 COUNTY OF SOLANO

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

10 TROY ANDERSON,

11 Plaintiff,

12 vs.

13 PEOPLE STATE OF CALIFORNIA FOR  
 14 SOLANO COUNTY/ FAIRFIELD CITY  
 COUNTY JAIL

15 Defendants.

CASE NO: 2:09-cv-02539-GGH P

**EX PARTE REQUEST TO VACATE THE  
 JANUARY 28, 2011 DISPOSITIVE  
 MOTION DEADLINE**

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17 The Court has set the dispositive motion deadline in this matter for  
 18 January 28, 2011. (Docket No. 31). On September 22, 2010, defendant  
 19 SOLANO COUNTY filed a motion to dismiss on the grounds that the plaintiff has failed  
 20 to exhaust his administrative remedies. (Docket No. 38). Plaintiff's request for an  
 21 extension to file an opposition was granted and plaintiff had until November 18, 2010, to  
 22 file an opposition. (Docket No. 41). On December 9, 2010, plaintiff was ordered to  
 23 show cause within 14 days why this case should not be dismissed for plaintiff's failure  
 24 to file an opposition or on the merits of defendant's motion. (Docket No. 46). Plaintiff  
 25 filed an opposition on December 13, 2010 (Docket No. 47) and defendant filed a reply  
 26 on December 20, 2010. (Docket 49).

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1 Defendant SOLANO COUNTY respectfully requests that the Court vacate the  
2 January 28, 2011 dispositive motion deadline until there has been a ruling on the  
3 motion to dismiss.

4 Dated: January 25, 2011

WILLIAMS & ASSOCIATES

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6 By: /s/ Kathleen J. Williams  
KATHLEEN J. WILLIAMS, CSB 127021  
7 Attorneys for defendant COUNTY OF  
SOLANO

8 IT IS SO ORDERED.

9 Dated: January 26, 2011

/s/ Gregory G. Hollows

10  
11 U.S. MAGISTRATE JUDGE

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