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11 **UNITED STATES DISTRICT COURT**
12 **FOR THE EASTERN DISTRICT OF CALIFORNIA**

13 MICHAEL GONZALES,
14 Plaintiff,
15 vs.
16 TRIMEDICA INTERNATIONAL,
17 INC.; and DOES 1 to100, Inclusive,
18 Defendants.

19 Case No. 2-10-cv-01360-JAM-DAD
20 The Honorable John A. Mendez
21 Courtroom 6

22 **ORDER RE JOINT MOTION TO SET**
23 **ASIDE THE ENTRY OF DEFAULT**
24 **AND MODIFY THE PRE-TRIAL**
25 **SCHEDULING ORDER**

26 This Court having considered the Joint Motion to Set Aside the Clerk’s Entry of
27 Default and to Modify the Pre-Trial Scheduling Order (“Motion”) after hearing on
28 March 23, 2011, it is hereby,

ORDERED that the Motion to Set Aside the Clerk’s Entry of Default is hereby
GRANTED and the entry of default entered by the Clerk on January 3, 2011 is vacated;

ORDERED that TRIMEDICA’s Answer to the Complaint is deemed filed as of
March 23, 2011;

ORDERED that the portion of the Joint Motion requesting modification of the
Pre-Trial Scheduling Order dated August 18, 2010, is DENIED; and,

ORDERED that the hearing set for April 22, 2011 regarding the Motion to

1 Compel Further Responses filed by Plaintiff, MICHAEL GONZALES is hereby
2 vacated.

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5 Dated: March 24, 2011

/s/ John A. Mendez
The Honorable John A. Mendez
United States District Court Judge