1

2

3

4

5

6

7

8   IN THE UNITED STATES DISTRICT COURT

9   FOR THE EASTERN DISTRICT OF CALIFORNIA

10   ARIEL BALTHROPE,

11   Plaintiff,   No. 2:10-cv-3003-JAM-JFM (PS)

12   vs.

13   SACRAMENTO COUNTY OF
     HEALTH AND HUMAN SERVICES,
14   et al.,

15   Defendants.   ORDER

16   _____/

17   This matter is before the court on plaintiff's September 1, 2011 request to

18   reschedule a hearing. At issue are the hearings on two motions to dismiss scheduled for October

19   6, 2011 – a July 14, 2011 motion to dismiss filed by defendant Peter Helfer, and a July 18, 2011

20   motion to dismiss filed by defendants Lisa Presley, Sacramento Child Advocates, Rebekah Sass

21   and Robert Wilson. When initially filed, both of these motions contained errors as to the

22   location of the respective hearings and/or the judge before whom the motions were to be heard.[1]

23   Although both matters are presently set to be heard on October 6, 2011 at 11:00 a.m. before the

24   _____

25   [1] The July 14, 2011 motion was initially noticed to be heard in Courtroom 1 before the
     Honorable John A. Mendez. The July 18, 2011 motion was initially noticed to be heard in
26   Courtroom 1 before the undersigned.

                                                    1

undersigned, a discrepancy remains as to the location of the hearings. Specifically, the July 14, 2011 matter is scheduled in Courtroom 26 and the July 18, 2011 motion to dismiss is scheduled in Courtroom 1. In light of this discrepancy, plaintiff filed a request to schedule the hearing for the July 18, 2011 motion to dismiss as she cannot be in both courtrooms at the same time.

Upon review of the docket, IT IS HEREBY ORDERED that both the July 14, 2011 motion to dismiss and the July 18, 2011 motion to dismiss shall be heard on October 6, 2011 in Courtroom 26 at 11:00 a.m. before the undersigned.

DATED: September 8, 2011.

UNITED STATES MAGISTRATE JUDGE

/014;balt3003.jo(2)