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 13 **UNITED STATES DISTRICT COURT**
 14 **FOR THE EASTERN DISTRICT OF CALIFORNIA**

15 LARRY O. CROTHER, INC., a
 16 California Company, d.b.a. ABC
 17 INSULATION & SUPPLY CO.,

Plaintiff,

vs.

18 LEXINGTON INSURANCE
 19 COMPANY, a Delaware corporation;
 20 JOHN O. BRONSON CO., INC., a
 21 corporation d.b.a. MONTEREY
 22 INSURANCE AGENCIES; KIRK
 23 WILLARD, an individual; and DOES 1
 24 through 25, inclusive,

Defendants.

Case No.: 2:11-CV-00138-MCE-GGH

[Judge: Hon. Morrison C. England, Jr.]

**ORDER GRANTING THE
 PARTIES' STIPULATION TO
 CONTINUE HEARING DATE ON
 LEXINGTON'S MOTION TO
 DISMISS AND ANY MOTIONS
 FILED HEREAFTER**

1 UPON STIPULATION of the Parties, the Court hereby grants the Parties'
2 request relating to hearing date(s) in this matter and ORDERS as follows: 1) the
3 hearing date on the Motion to Dismiss Operative Complaint Pursuant to Federal
4 Rule of Civil Procedure 12(b)(6) filed by Defendant Lexington Insurance
5 Company shall be continued from April 21, 2011 to May 19, 2011; 2) all filing
6 deadlines for Lexington's Motion to Dismiss shall be calculated based upon the
7 continued date of May 19, 2011; and 3) any other motions, applications or petitions
8 filed by either party in this matter after March 24, 2011 shall be scheduled for
9 hearing on or after May 19, 2011.

10 **IT IS SO ORDERED.**

11 DATE: April 5, 2011

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15 MORRISON C. ENGLAND, JR.
16 UNITED STATES DISTRICT JUDGE
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