1 2 3 4 5 6 7 8 UNITED STATES DISTRICT COURT 9 EASTERN DISTRICT OF CALIFORNIA 10 11 RACKWISE, INC., a Nevada No. 17-cv-797 WBS CKD corporation, 12 Plaintiff, 1.3 ORDER V. 14 GUY ARCHBOLD, an individual, 15 and DOES 1 to 25, inclusive, 16 Defendants. 17 18 19

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Before the court is plaintiff's Notice of Waiver of Jury Trial. (Docket No. 98.) The court notes that defendant does not appear to have requested a jury trial in any filing before the court, and in fact specifically stated that he did not demand a jury trial in his Pretrial Statement (Docket No. 95). Nevertheless, the court hereby ORDERS defendant to file a response to the Notice stating whether defendant consents to a court trial on all issues in this case. The response shall be filed within two days of the date of this order.

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IT IS SO ORDERED.

Dated: July 12, 2018

Milliam Va Shibt

WILLIAM B. SHUBB

UNITED STATES DISTRICT JUDGE