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8 IN THE UNITED STATES DISTRICT COURT  
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
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11 EMIL ALPERIN, et al.,

No. C-99-4941 MMC

12 Plaintiffs,

**ORDER VACATING SEPTEMBER 11,  
2009 HEARING**

13 v.

14 THE FRANCISCAN ORDER, et al.,

15 Defendants.  
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17 Before the Court is defendant Order of Friars Minor's motion, filed June 12, 2009, to  
18 dismiss plaintiffs' Sixth Amended Complaint. Having read and considered the papers filed  
19 in support of and in opposition to the motion, the Court deems the matter appropriate for  
20 decision thereon and hereby VACATES the hearing scheduled for September 11, 2009.

21 **IT IS SO ORDERED.**

22  
23 Dated: September 8, 2009

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MAXINE M. CHESNEY  
United States District Judge