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2
3 IN THE UNITED STATES DISTRICT COURT
4 FOR THE NORTHERN DISTRICT OF CALIFORNIA
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6
7 MARCIANO PLATA, et al.,
8 Plaintiffs,
9 v.
10 ARNOLD SCHWARZENEGGER,
11 et al.,
12 Defendants.

NO. C01-1351 TEH

ORDER GRANTING IN PART
APPLICATION TO SHORTEN
TIME ON DEFENDANTS'
MOTION TO STAY

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14 On October 27, 2008, this Court entered an order requiring Defendants to transfer
15 \$250 million to the Receiver by November 5, 2008. Defendants filed a motion for stay of
16 that order at approximately 3:30 PM on Friday, October 31, 2008, and asked that the Court
17 shorten time on the motion and set the matter for hearing today at 10:00 AM. The Receiver
18 filed an opposition to Defendants' application to shorten time earlier this morning.

19 Having carefully considered all of the relevant papers and arguments, the Court
20 concludes that it would be appropriate to shorten time on Defendants' motion to stay but that
21 the Receiver is entitled to more than three business hours to prepare for a hearing on
22 Defendants' motion. Accordingly, IT IS HEREBY ORDERED that:


- 23 1. The Receiver shall have until **November 5, 2008, at 5:00 PM**, to file an opposition
24 to Defendants' motion to stay.
25 2. Oral argument will be heard on **November 7, 2008, at 10:00 AM**.
26 3. The Court's October 27, 2008 order is modified so that Defendants shall have until
27 November 7, 2008 to comply. Defendants shall be prepared to transfer \$250 million to the
28 Receiver on that date unless the Court grants Defendants' motion to stay. If Defendants fail

1 to transfer the required funds and the Court does not grant Defendants' motion to stay, then
2 the show cause hearing shall continue to proceed on **November 12, 2008, at 9:00 AM.**

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IT IS SO ORDERED.

Dated: 11/03/08



THELTON E. HENDERSON, JUDGE
UNITED STATES DISTRICT COURT