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

No. C 07-567 MMC

12 Plaintiffs,

**ORDER DENYING WITHOUT
PREJUDICE REQUEST TO SET
HEARING ON MOTION FOR NEW TRIAL
OR REMITTITUR**

13 v.

14 AGA MEDICAL CORPORATION,

15 Defendant.
16 _____/

17 Before the Court is AGA Medical Corporation's ("AGA") Notice of Recent Decision
18 and Notice Regarding Submitted Matters, filed January 28, 2010, in which AGA, inter alia,
19 requests that the Court set a hearing on AGA's motion for new trial or remittitur¹ and
20 schedule such hearing for the same date as the next case management conference.

21 The request is hereby DENIED without prejudice; the Court will set a hearing, if
22 necessary, at the case management conference.

23 **IT IS SO ORDERED.**

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25 Dated: February 2, 2010


MAXINE M. CHESNEY
United States District Judge

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¹ Contrary to AGA's request, said motion is not under submission, as it has not been fully briefed; consequently, Civil Local Rule 7-13 is not applicable thereto.