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28United States District Court
For the Northern District of CaliforniaIN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

WILLIAM A. SMITH and JOSE LEMUS,

Plaintiffs,

No. C 07-02126 JSW

v.

PACIFIC GAS AND ELECTRIC COMPANY,

ORDER CONTINUING HEARINGDefendant.

Now before the Court is the motion to re-open the case filed by defendant Pacific Gas and Electric Company ("PG&E"). PG&E referenced Federal Rule of Civil Procedure 60(b) generally and 60(b)(6) specifically. In their opposition, Plaintiffs argue that PG&E fails to meet the standard under Rule 60(b)(6). In its reply, PG&E clarified that it is moving pursuant to Federal Rule of Civil Procedure 60(b)(1). In the interest of fairness, the Court will provide Plaintiffs an opportunity to address whether PG&E satisfies the standard under Rule 60(b)(1). Plaintiffs shall file a supplemental opposition no longer than four pages by no later than September 23, 2009. The Court HEREBY CONTINUES the hearing on PG&E's motion to October 9, 2009 at 9:00 a.m.

IT IS SO ORDERED.

Dated: September 9, 2009



JEFFREY S. WHITE
UNITED STATES DISTRICT JUDGE

United States District Court
For the Northern District of California

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