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IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

ROBERT JACOBSON and ALISE  
MALIKYAR,

No. C 07-03533 WHA

Plaintiffs,

v.

**ORDER GRANTING  
MOTION FOR ORDER  
EXCLUDING EVIDENCE**

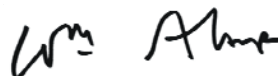
JOHN SRAMEK, *et al.*,

Defendants.

The defense motion to exclude the letters dated February 1 and 14, 2007, from Coast Capital Limited and the notice dated April 18, 2007, as well as to exclude Amir Sosa as a witness is **GRANTED**, and the hearing thereon re-set for Monday, April 27 is **VACATED**, there being no opposition. Pursuant to Rule 37(c), both sides shall, by **MAY 1 AT NOON**, submit memoranda and declarations as to whether plaintiffs must pay the reasonable fees and expenses incurred by the defense in obtaining this order. Please address, among other things, the failure by plaintiffs to appear on Thursday, April 23 for the noticed hearing and whether there was any meet and confer on the issues presented prior to bringing the motion.

**IT IS SO ORDERED.**

Dated: April 27, 2009



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WILLIAM ALSUP  
UNITED STATES DISTRICT JUDGE