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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

LIBERTY MUTUAL INSURANCE )  
CO., a Massachusetts Corp., )  
Plaintiff, )  
v. )  
UPA CALIFORNIA, a California )  
general partnership, et al., )  
Defendants. )  
\_\_\_\_\_ )

No. C08-0611 BZ  
**BRIEFING ORDER**

Having received plaintiff's motion to dismiss defendants' first amended counterclaims for failure to state a claim upon which relief can be granted, scheduled for hearing on February 18, 2009, **IT IS HEREBY ORDERED** as follows:

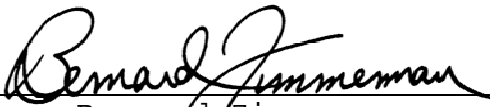
1. Defendants' opposition shall be filed by **January 21, 2009**; and

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2. Plaintiff's reply, if any, shall be filed by  
**January 28, 2009.**

Dated: January 6, 2009

  
\_\_\_\_\_  
Bernard Zimmerman  
United States Magistrate Judge

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DISMISS AMN'D COUNTERCLAIMS.wpd