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8 IN THE UNITED STATES DISTRICT COURT  
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
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11 KAMLESH BANGA,

No. C-08-3015 MMC

12 Plaintiff,

**ORDER AFFORDING DEFENDANTS  
OPPORTUNITY TO FILE REPLIES;  
CONTINUING AUGUST 21, 2009  
HEARINGS; DENYING DEFENDANT  
EQUIFAX'S MOTION TO APPEAR  
TELEPHONICALLY**

13 v.

14 EQUIFAX INFORMATION SERVICES, LLC,  
15 et al.,Defendants.  
16 \_\_\_\_\_/

17 Before the Court are defendants Equifax Information Services, LLC's ("Equifax") and  
18 National Credit Union Administration's ("NCUA") motions for summary judgment, each filed  
19 July 17, 2009 and noticed for hearing on August 21, 2009; plaintiffs' oppositions to such  
20 motions, filed August 6, 2009 and August 7, 2009, respectively; and NCUA's objection to  
21 plaintiff's opposition, filed August 11, 2009, on the ground such opposition was untimely.  
22 See Civ. L.R. 7-3(a) (providing "[a]ny opposition to a motion must be served and filed not  
23 less than 21 days before the hearing date").

24 Equifax has not objected to the late filing of plaintiff's opposition to Equifax's motion,  
25 and given plaintiff's explanation that she did not receive such motion until July 23, 2009  
26 (see Banga Decl. in Opp'n to Equifax's Mot. ¶ 3), the Court will accept the late filing of  
27 plaintiff's opposition thereto. In light of such ruling, Equifax may file, no later than August  
28 20, 2009, a reply to plaintiff's opposition.

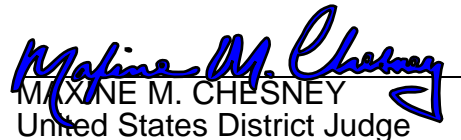
1 Although plaintiff has not provided an explanation for the late filing of her opposition  
2 to NCUA's motion, the Court, given that such motion raises, in part, similar issues to those  
3 raised in Equifax's motion, likewise will accept the late filing of plaintiff's opposition to  
4 NCUA's motion and will afford NCUA the opportunity to file, no later than August 20, 2009,  
5 a reply thereto.

6 In light of the above extensions, the August 21, 2009 hearings on the motions are  
7 hereby CONTINUED to August 28, 2009.

8 Finally, the Court addresses Equifax's motion, filed August 7, 2009, to appear  
9 telephonically at the above-referenced hearings. As the Court does not allow telephonic  
10 appearances at hearings on contested dispositive motions, said request is hereby DENIED.

11 **IT IS SO ORDERED.**

12  
13 Dated: August 13, 2009

  
MAXINE M. CHESNEY  
United States District Judge