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United States District Court
For the Northern District of California

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

GRACE E. LA,
Plaintiff,

v.

ANDRA LEONARD ALLEN, et al.,
Defendants

No. C-08-5230 MMC

**ORDER VACATING FEBRUARY 27, 2009
HEARING ON DEFENDANTS' MOTION
TO DISMISS; CONTINUING CASE
MANAGEMENT CONFERENCE**

Before the Court is defendants' "Motion to Dismiss for Lack of Venue or in the Alternative to Transfer Venue, Motion to Dismiss for Failure to State a Claim and Motion to Strike," filed in the Southern District of California on June 19, 2008. The motion was fully briefed during the period in which the above-titled action was pending in the Southern District. Having read and considered the papers filed in support of and in opposition to the motion,¹ the Court deems the matter suitable for decision thereon, and VACATES the hearing scheduled for February 27, 2009.

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¹By order filed November 14, 2008, the Southern District of California transferred the instant action to this District, thereby resolving the portion of defendants' motion pertaining to venue. Additionally, defendants' motion, contrary to its title, does not include a motion to strike. Consequently, the remaining matter before the Court is defendants' motion to dismiss.

1 In light of the pendency of defendants' motion to dismiss, the Case Management
2 Conference is hereby CONTINUED from February 27, 2009 to April 18, 2009. A Joint
3 Case Management Statement shall be filed no later than April 11, 2009.

4 **IT IS SO ORDERED.**

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6 Dated: February 23, 2009


MAXINE M. CHESNEY
United States District Judge

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