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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

DEBORAH D. PETERSON, )  
Personal Representative of )  
the Estate of James C. )  
Knipple (Dec.), et al., )  
Plaintiff(s), )  
v. )  
ISLAMIC REPUBLIC OF IRAN, )  
et al., )  
Defendant(s). )

No. 08-80030 MISC JSW (BZ)

**ORDER VACATING SHOW CAUSE  
HEARING TENTATIVELY  
SCHEDULED FOR DECEMBER 17,  
2008 & REQUESTING  
SUPPLEMENTAL BRIEFING ON  
PLAINTIFFS' MOTION TO COMPEL  
DISCOVERY**

On October 14, 2008 I issued a Report and Recommendation recommending that Judge White enter the Order attached to the report, which ordered a series of actions culminating in a possible show cause hearing on December 17, 2008.

Shortly thereafter the plaintiffs and CMA CGM each filed objections to my report and recommendation. As of this date, there has been no ruling on these objections and Judge White has not issued the recommended Order.

**IT IS THEREFORE ORDERED AS FOLLOWS:**

1. The show cause hearing tentatively scheduled for **December 17, 2008** is **VACATED**. If Judge White enters the

1 recommended Order, presumably it will contain a new schedule  
2 reflecting the date he enters the Order;

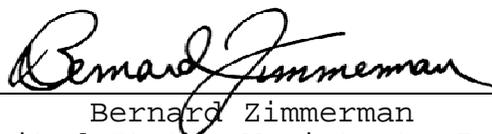
3 2. The hearings presently scheduled for **January 21, 2009**  
4 and **February 4, 2009**, which involve other shipping companies  
5 and financial institutions, are **VACATED** pending further order  
6 of the court; and

7 3. The hearing presently scheduled for **December 17, 2008**  
8 on plaintiffs' motion to compel post-judgment discovery  
9 responses remains on calendar. Plaintiffs are **ORDERED** to  
10 file by **December 2, 2008** a supplemental brief addressing:

11 a) whether this hearing should be postponed pending a  
12 ruling by Judge White on the jurisdictional objections CMA  
13 CGN has made, and

14 b) whether this Court must have personal jurisdiction  
15 over a party before it can issue an order mandating  
16 compliance with discovery requests or imposing sanctions.

17 Dated: November 18, 2008

18 

19 Bernard Zimmerman  
United States Magistrate Judge

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21 HEARINGS.FINAL VERSION.wpd  
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