

United States District Court  
For the Northern District of California

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

625 3RD STREET ASSOCIATES, L.P., a California  
limited partnership,  
Plaintiff,

No. C 09-00564 WHA  
No. C 09-03820 WHA

v.

BOARD OF THE NATIONAL CREDIT UNION  
ADMINISTRATION, in its capacity as liquidating  
agent for the Kaiperm Federal Credit Union,  
KAIPERM FEDERAL CREDIT UNION, a federal  
credit union, and STANLEY ABRAMS, an individual,  
Defendants.


**SCHEDULING ORDER**

Plaintiff has filed a motion to amend the judgment and for attorney's fees and defendant NCUA has filed a motion for attorney's fees. Both were noticed for a hearing on December 16, 2010. This order **VACATES** the hearing on December 16, 2010, and re-sets the hearing for **DECEMBER 2, 2010, AT 8:00 A.M.** The parties may oppose each other's motions by **NOVEMBER 12, 2010, AT NOON.** Any replies must be filed by **NOVEMBER 19, 2010, AT NOON.**

In the remaining briefing on the rescission issue and at oral argument, the parties must address the possible significance of the following decisions: *Holmberg v. Armbrrecht*, 327 U.S. 392, 394-95 (1946); and *Clearfield Trust Co. v. United States*, 318 U.S. 363, 366-67 (1943).

**IT IS SO ORDERED.**

Dated: November 4, 2010.

  
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WILLIAM ALSUP  
UNITED STATES DISTRICT JUDGE