

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

KENNEDY FUNDING INC.,

Plaintiff,

No. C 09-01957 CRB

v.

NICHOLAS CHAPMAN, et al.,

Defendants.

**ORDER DENYING
APPLICATION FOR TRO**


For the reasons stated at oral argument on May 22, 2009, plaintiff's application for a temporary restraining order is **DENIED**. The parties shall appear for an initial case management conference before Judge Breyer at **8:30 A.M. IN COURTROOM 8 ON FRIDAY, MAY 29, 2009**. They shall file a joint case management conference statement on or before Wednesday, May 27, 2009.

The parties are authorized to engage in expedited discovery; depositions may be taken on three days notice. Plaintiff shall take the deposition of Douglas Allen at his office on Thursday, May 28, 2009 at 9:30 a.m. The deposition may be rescheduled only upon agreement of the parties in writing.

The Court recommends that Judge Breyer schedule this case for trial in September or October of 2009.

IT IS SO ORDERED.

Dated: May 22, 2009.



WILLIAM ALSUP
UNITED STATES DISTRICT JUDGE