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

JOHN V. SILVA JR. and JUDITH A. SILVA,

Plaintiffs,

No. C 09-03526 JSW

v.

EMC MORTGAGE COMPANY, et al.,

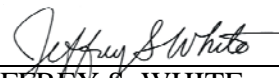
**ORDER VACATING HEARING
DATE**

Defendants.

Defendants' motion to dismiss in the above captioned matter is currently set for hearing on Friday, December 11, 2009 at 9:00 a.m. This matter is now fully briefed and ripe for decision. The Court finds that this matter is appropriate for disposition without oral argument and the matter is deemed submitted. *See* N.D. Civ. L.R. 7-1(b). Accordingly, the hearing set for December 11, 2009 is **VACATED**.

IT IS SO ORDERED.

Dated: December 7, 2009



JEFFREY S. WHITE
UNITED STATES DISTRICT JUDGE

United States District Court
For the Northern District of California

1 UNITED STATES DISTRICT COURT
2 FOR THE
3 NORTHERN DISTRICT OF CALIFORNIA
4

5 SILVA et al,

Case Number: CV09-03526 JSW

6 Plaintiff,

CERTIFICATE OF SERVICE

7 v.

8 EMC MORTGAGE COMPANY et al,


9 Defendant.
10 _____ /

11 I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S.
12 District Court, Northern District of California.

13 That on December 7, 2009, I SERVED a true and correct copy(ies) of the attached, by
14 placing said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter
15 listed, by depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an
16 inter-office delivery receptacle located in the Clerk's office.

17 John V. Silva
18 Judith A. Silva
19 32258 Devonshire Street
20 Union City, CA 94587

21 Dated: December 7, 2009


22 Richard W. Wieking, Clerk
23 By: Jennifer Ottolini, Deputy Clerk
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