

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

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

TABITHA TOTAH

No. C-09-4051 MMC

Plaintiff(s),

**ORDER DENYING WITHOUT
PREJUDICE DEFENDANT'S MOTION
FOR RELIEF FROM NONDISPOSITIVE
PRETRIAL ORDER OF MAGISTRATE
JUDGE PURSUANT TO LOCAL RULE
72-2**

v.

LUCASFILM ENTERTAINMENT COMPANY
LTD., Does 1-20,


Defendant(s).

Before the Court is defendant's Motion for Relief from Nondispositive Pretrial Order of Magistrate Judge Pursuant to Local Rule 72-2 ("Motion"), filed October 8, 2010, by which defendant seeks "only to preserve its objections" to Magistrate Judge Maria-Elena James's order of September 24, 2010 (see Mot. at 4:5-7) and is "not seeking affirmative relief from [said] [o]rder at this time" (see id. 4:4-5). Rather, defendant "is in the process of seeking clarification and/or a [p]rotective [o]rder" from the Magistrate Judge. (See id. at 3:18-20.) Given such circumstances, defendant's Motion is premature, as no relief is sought thereby.

Accordingly, defendant's Motion is hereby DENIED without prejudice to refile after Magistrate Judge James has ruled on defendant's motion for clarification and/or a protective order, should such motion be filed.

IT IS SO ORDERED.

Dated: October 13, 2010


MAXINE M. CHESNEY
United States District Judge