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

IO GROUP, INC.,

Plaintiff,

No. 09-04401 JSW

v.

**ORDER SETTING BRIEFING
SCHEDULE AND HEARING
DATE**

GARY NIEDERHELMAN, et al.,

Defendants.

On or about November 17, 2009, Defendant Gary Niederhelman, appearing *pro se*, filed a motion to dismiss for lack of personal jurisdiction. Defendant did not notice the motion for hearing as required by Northern District Civil Local Rule 7-2(a). It also appears that Defendant did not serve a copy of the motion on Plaintiff. *Id.* It is HEREBY ORDERED that Plaintiff's opposition to the motion shall be due on or before December 18, 2009. Defendant's opposition to the motion shall be on or before January 6, 2010.¹ The motion shall be set for a hearing on Friday, January 29, 2010 at 9:00 a.m. in Courtroom 11, 450 Golden Gate Avenue, San Francisco, California, 94102.

If either party seeks to modify this briefing schedule or the hearing date, they must submit a request to the Court demonstrating good cause for any such modification. Defendant is HEREBY ADMONISHED that failure to follow the Local Rules in the future may result in the

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¹ The Court sets this briefing schedule in light of the Court's unavailability at the time the motion was filed and in light of the intervening holidays.

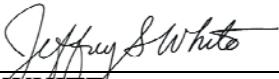
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issuance of an Order to Show Cause as to why sanctions should not be imposed.

IT IS SO ORDERED.

Dated: November 30, 2009



JEFFREY S. WHITE
UNITED STATES DISTRICT JUDGE

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UNITED STATES DISTRICT COURT
FOR THE
NORTHERN DISTRICT OF CALIFORNIA

IO GROUP, INC. et al,
Plaintiff,

Case Number: CV09-04401 JSW

CERTIFICATE OF SERVICE

v.


NIEDERHELMAN et al,
Defendant.

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

That on November 30, 2009, I SERVED a true and correct copy(ies) of the attached, by placing said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery receptacle located in the Clerk's office.

Gary Niederhelman
410 Helen Terrace
Neptune, NJ 07753

Dated: November 30, 2009


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