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

WORDTECH SYSTEMS, INC.,

No. C 09-04612 SI

Plaintiff,

**ORDER GRANTING DEFENDANTS’
REQUEST FOR LEAVE TO FILE
AMENDED ANSWER AND
COUNTERCLAIM AND DISMISSING
PLAINTIFF’S MOTION FOR
JUDGMENT ON THE PLEADINGS**

v.

MICROBOARDS MANUFACTURING, L.L.C.
et al.,

Defendants.

Plaintiff has filed a motion for judgment on the pleadings as to defendants’ affirmative defenses five, eleven and fourteen, and counter claim II. (Doc. 84). Defendants’ opposition brief is a request for leave to amend, and attached to the brief is a proposed amended answer and counterclaim. (Doc. 87 & Ex. 2.) Plaintiff’s motion is scheduled for hearing on February 4, 2011. Pursuant to Civil Local Rule 7-1(b), the Court finds this matter appropriate for resolution without oral argument, and hereby VACATES the hearing.

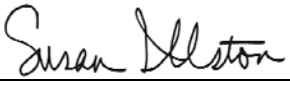
Having considered the papers submitted, and for good cause shown including judicial efficiency, the Court hereby GRANTS defendants’ request for leave to file an amended answer and counterclaim and DISMISSES plaintiff’s motion for judgment on the pleadings as moot. Defendants shall file the proposed amended answer and counterclaim **by January 28, 2011**. If plaintiff determines that issues as to the sufficiency of the defenses and counterclaim remain, it may file an appropriate motion provided it does so no later than February 4, 2011. No further amendments of the answer and counterclaims will

United States District Court
For the Northern District of California

1 be allowed. The Case Management Conference remains scheduled for February 4, 2011 at 3:00
2 p.m. and the Court does not anticipate delaying any other scheduled dates in any way

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4 **IT IS SO ORDERED.**

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6 Dated: January 24, 2011



SUSAN ILLSTON
United States District Judge