

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

United States District Court  
For the Northern District of California

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

JOHNNY WANG, an individual, on his own  
behalf and on behalf of all others similarly  
situated,

No. C 09-04797 SI

**ORDER GRANTING PLAINTIFF'S EX  
PARTE MOTION TO FILE A SUR-  
REPLY AND RESETTING HEARING**

Plaintiff,

v.

ASSET ACCEPTANCE,

Defendant.

Plaintiff's *ex parte* motion to file a sur-reply is GRANTED. Plaintiff shall have until Monday July 12, 2010 to file his sur-reply, which shall be limited to the issue of the alleged "continuing duty" under 15 U.S.C. section 1681s-2(b)(1)(E). The hearing on defendant's motion to partially dismiss the First Amended Complaint shall be reset to July 16, 2010.

**IT IS SO ORDERED.**

Dated: July 6, 2010



SUSAN ILLSTON  
United States District Judge