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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA
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11 CHARLES LUCE and JEAN LUCE,

No. C-10-0174 MMC

12 Plaintiffs,

**ORDER SETTING BRIEFING SCHEDULE
ON DEFENDANT CBS CORPORATION'S
APPLICATION FOR STAY OF
PROCEEDINGS**

13 v.

14 A. W. CHESTERON COMPANY, INC., et al.,

15 Defendants
16 _____/

17 Before the Court is defendant CBS Corporation's ("CBS") "Ex Parte Application" for
18 "An Order Staying All Proceedings Pending A Decision By The Judicial Panel On
19 Multidistrict Litigation, Or In The Alternative, To Shorten Time For A Hearing On The Motion
20 To Stay," filed January 20, 2010.¹ No party has filed a response thereto.

21 Good cause appearing, the Court will hear the application on shortened time, as
22 follows:²

23 1. No later than February 12, 2010, opposition to the application for a stay of
24 proceedings, if any, shall be filed.
25

26 _____
27 ¹The above-titled action was reassigned to the undersigned on January 28, 2010.

28 ²Although the instant application is not appropriate for consideration on an ex parte basis, see Civil L.R. 7-10, and should have been noticed as a motion, see Civil L.R. 7-2, the Court, in lieu of striking the filing, has set a briefing schedule.

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2. No later than February 19, 2010, any reply shall be filed.

3. As of February 19, 2010 or the date on which a reply is filed, whichever is earlier,
the Court will take the application under submission.

IT IS SO ORDERED.

Dated: February 3, 2010


MAXINE M. CHESNEY
United States District Judge